

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

GREYHOUND DEFINITIONS

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

Current Definitions referencing Greyhounds

AGE (GREYHOUND) - A greyhound's age begins on the day it was whelped.

ANIMAL - An Animal shall mean a greyhound or horse.

BREEDER - (GREYHOUND) - A breeder is the owner or lessee of a female at the time of whelping.

COLORADO BRED (GREYHOUND) - A greyhound whose National Greyhound Association certificate has been stamped as whelped in Colorado.

ENTRY (GREYHOUND) - A greyhound is an entry when it is drawn in to run in a specific race.

GREYHOUND - Any greyhound properly tattooed and registered with the registry recognized by the Commission.

GREYHOUND ADOPTION - A process whereby an organization or person assumes the responsibility for a greyhound and, in so doing, permanently transfers all rights and responsibilities from the original owner or owners.

GREYHOUND DISPOSITION - Greyhound Disposition shall mean any one of the following:

a. transfer to another jurisdiction;

- b. retirement for breeding or convalescence for rehabilitation;
- c. adoption (including release to an animal rescue group or pet animal facility);
- d. euthanasia;
- e. sale or donation (for medical research or other purpose); or,
- f. disposition of any other kind

HOUSING KENNEL - For the purpose of interpreting and enforcing CRS 12-60-501(1)(b) which requires the Division to inspect all kennels in connection with race meet, a housing kennel shall be defined as those buildings and attached turnout pens where one or more greyhounds registered to race by a kennel operator contracted to run at a current Colorado race meet are kept and exercised. Additionally, where a housing kennel shares a common kitchen, storage or other area with a building housing animals not registered to race at a current Colorado race meet only the common area shall be included in such inspections. If a room or area exists where food for the racing greyhound is prepared separate from the housing kennel that area shall be subject to these inspections.

KENNEL -

RACING KENNEL - A racing kennel is a group of greyhounds running under a common name licensed pursuant to Chapter 3 of these Rules.

LOCK-OUT KENNEL - The lock-out kennel is the secure and restricted facility within the paddock temporarily housing the greyhounds participating in the current performance.

LURE - A lure is a mechanical apparatus used in greyhound racing consisting of the following component parts: a stationary rail installed around the racing strip; a motorized mechanism which travels the rail; a pole which is attached to the mechanism and extends out over the racing strip; and an object of attraction which shall be attached to the pole.

MAIDEN (GREYHOUND) - A maiden is a greyhound which is 16 to 24 months old and has never, in any country, won a race other than a match or private stakes. Conditions referring to maiden shall mean maidens at the time of starting. A maiden which has been disqualified after finishing first is still considered a maiden.

MEDICATION - A medication is a substance, compound, element or combination thereof which is or can be administered to a human, greyhound, horse or other animal for the purpose of preventing, curing or alleviating the effects of any disease, condition, ailment, infirmity or symptom thereof. The term medication shall include but not be limited to all narcotics, stimulants, depressants, analgesics and anesthetics.

PROTEST - A protest is a written complaint filed with the Board at least one hour prior to the running of the first race of the day which protests the participation of a greyhound, horse or jockey in a race.

OVERNIGHT RACE - An overnight race is a race for which entries close seventy-two (72) hours, or less, before the time set for the first race of the day on which the race is to be run.

RACE REVIEW COMMITTEE – “Race Review Committee” shall mean a committee composed of the following members: the general manager of the association with the current race meet or his/her designee, the Division racing coordinator or his/her designee and the executive director of the horsemen or greyhound association or his/her designee that has a contract with the association for the current race meet.

RACETRACK PREMISES - For the purposes of these rules, the premises of a racetrack shall be considered the entire area including but not limited to simulcast facilities, parking lots, out buildings, stable areas or kennel compounds and training facilities located on the racetrack premises or used by a licensed association to conduct a live and/or simulcast race meet in Colorado.

RACING OFFICIAL (GREYHOUND) - Judges, Director of Racing, Racing Secretary, Paddock Judge, Clerk of Scales, Chartwriter, Starter, Lure Operator, Track Superintendent, Mutuel Manager, General Manager, Director or Security, Division employees and such other positions as determined by the Commission at the time of approval of each respective race meet application.

RUNNER - A horse or greyhound entered into a race. Each runner shall be designated by a number.

SET WEIGHT - The greyhound’s racing weight registered by the owner or trainer with the clerk of scales.

STARTER (GREYHOUND) - A greyhound is a starter in a race when the doors of the starting box open to begin the race.

WEIGHT-IN - The weight-in is the greyhounds’ weight at weighing-in time.

WEIGHT LOSER - A weight loser is a greyhound which is recognized by the Division veterinarian to consistently lose weight while in the lockout kennel. It shall be noted in the official program next to the name of the greyhound.

WEIGHT-OUT - The weight-out is the greyhounds’ weight prior to post time of the race in which it is entered.

WHELPED - A greyhound is whelped at the time of its birth.

PROPOSED DELETIONS AND AMENDMENTS

~~AGE (GREYHOUND) – A GREYHOUND’S AGE BEGINS ON THE DAY IT WAS WHELPED.~~

ANIMAL - An Animal shall mean a greyhound or horse.

~~BREEDER (GREYHOUND) – A BREEDER IS THE OWNER OR LESSEE OF A FEMALE AT THE TIME OF WHELPING.~~

~~COLORADO BRED (GREYHOUND) – A GREYHOUND WHOSE NATIONAL GREYHOUND ASSOCIATION CERTIFICATE HAS BEEN STAMPED AS WHELPED IN COLORADO.~~

~~ENTRY (GREYHOUND) - A GREYHOUND IS AN ENTRY WHEN IT IS DRAWN IN TO RUN IN A SPECIFIC RACE.~~

~~GREYHOUND - ANY GREYHOUND PROPERLY TATTOOED AND REGISTERED WITH THE REGISTRY RECOGNIZED BY THE COMMISSION.~~

GREYHOUND ADOPTION - A PROCESS WHEREBY AN ORGANIZATION OR PERSON ASSUMES THE RESPONSIBILITY FOR A GREYHOUND AND, IN SO DOING, PERMANENTLY TRANSFERS ALL RIGHTS AND RESPONSIBILITIES FROM THE ORIGINAL OWNER OR OWNERS.

GREYHOUND DISPOSITION - GREYHOUND DISPOSITION SHALL MEAN ANY ONE OF THE FOLLOWING:

- A. TRANSFER TO ANOTHER JURISDICTION;
- B. RETIREMENT FOR BREEDING OR CONVALESCENCE FOR REHABILITATION;
- C. ADOPTION (INCLUDING RELEASE TO AN ANIMAL RESCUE GROUP OR PET ANIMAL FACILITY);
- D. EUTHANASIA;
- E. SALE OR DONATION (FOR MEDICAL RESEARCH OR OTHER PURPOSE); OR,
- F. DISPOSITION OF ANY OTHER KIND

GREYHOUND RESCUE - REFERS TO RESPONSIVE OPERATIONS FOR GREYHOUNDS THAT USUALLY INVOLVE THE SAVING OF LIFE, OR PREVENTION OF INJURY DURING AN INCIDENT OR DANGEROUS SITUATION.

HOUSING KENNEL - FOR THE PURPOSE OF INTERPRETING AND ENFORCING CRS 12-60-501(1)(B) WHICH REQUIRES THE DIVISION TO INSPECT ALL KENNELS IN CONNECTION WITH RACE MEET, A HOUSING KENNEL SHALL BE DEFINED AS THOSE BUILDINGS AND ATTACHED TURNOUT PENS WHERE ONE OR MORE GREYHOUNDS ~~REGISTERED TO RACE BY A KENNEL OPERATOR CONTRACTED TO RUN AT A CURRENT COLORADO RACE MEET~~ ARE KEPT AND EXERCISED. ADDITIONALLY, WHERE A HOUSING KENNEL SHARES A COMMON KITCHEN, STORAGE OR OTHER AREA WITH A BUILDING HOUSING ANIMALS ~~NOT REGISTERED TO RACE AT A CURRENT COLORADO RACE MEET~~ ONLY THE COMMON AREA SHALL BE INCLUDED IN SUCH INSPECTIONS. IF A ROOM OR AREA EXISTS WHERE FOOD FOR THE ~~RACING~~ GREYHOUND IS PREPARED SEPARATE FROM THE HOUSING KENNEL THAT AREA SHALL BE SUBJECT TO THESE INSPECTIONS.

~~KENNEL - FOR THE PURPOSE OF INTERPRETING AND ENFORCING CRS 12-60-501(1)(B) WHICH REQUIRES THE DIVISION TO INSPECT ALL KENNELS IN CONNECTION WITH RACE MEET, A HOUSING KENNEL SHALL BE DEFINED AS THOSE BUILDINGS AND ATTACHED TURNOUT PENS WHERE ONE OR MORE GREYHOUNDS ARE KEPT OR EXERCISED.~~

~~RACING KENNEL—A RACING KENNEL IS A GROUP OF GREYHOUNDS RUNNING UNDER A COMMON NAME LICENSED PURSUANT TO CHAPTER 3 OF THESE RULES.~~

~~LOCK-OUT KENNEL—THE LOCK-OUT KENNEL IS THE SECURE AND RESTRICTED FACILITY WITHIN THE PADDOCK TEMPORARILY HOUSING THE GREYHOUNDS PARTICIPATING IN THE CURRENT PERFORMANCE.~~

~~LURE—A LURE IS A MECHANICAL APPARATUS USED IN GREYHOUND RACING CONSISTING OF THE FOLLOWING COMPONENT PARTS: A STATIONARY RAIL INSTALLED AROUND THE RACING STRIP; A MOTORIZED MECHANISM WHICH TRAVELS THE RAIL; A POLE WHICH IS ATTACHED TO THE MECHANISM AND EXTENDS OUT OVER THE RACING STRIP; AND AN OBJECT OF ATTRACTION WHICH SHALL BE ATTACHED TO THE POLE.~~

~~MAIDEN (GREYHOUND)—A MAIDEN IS A GREYHOUND WHICH IS 16 TO 24 MONTHS OLD AND HAS NEVER, IN ANY COUNTRY, WON A RACE OTHER THAN A MATCH OR PRIVATE STAKES. CONDITIONS REFERRING TO MAIDEN SHALL MEAN MAIDENS AT THE TIME OF STARTING. A MAIDEN WHICH HAS BEEN DISQUALIFIED AFTER FINISHING FIRST IS STILL CONSIDERED A MAIDEN.~~

MEDICATION - A medication is a substance, compound, element or combination thereof which is or can be administered to a human, greyhound, horse or other animal for the purpose of preventing, curing or alleviating the effects of any disease, condition, ailment, infirmity or symptom thereof. The term medication shall include but not be limited to all narcotics, stimulants, depressants, analgesics and anesthetics.

PROTEST - A protest is a written complaint filed with the Board at least one hour prior to the running of the first race of the day which protests the participation of a **GREYHOUND**, horse or jockey in a race.

RACE REVIEW COMMITTEE – “Race Review Committee” shall mean a committee composed of the following members: the general manager of the association with the current race meet or his/her designee, the Division racing coordinator or his/her designee and the executive director of the horsemen **OR GREYHOUND** association or his/her designee that has a contract with the association for the current race meet.

RACETRACK PREMISES - For the purposes of these rules, the premises of a racetrack shall be considered the entire area including but not limited to simulcast facilities, parking lots, out buildings, stable areas or kennel compounds and training facilities located on the racetrack premises or used by a licensed association to conduct a live and/or simulcast race meet in Colorado.

~~RACING OFFICIAL (GREYHOUND)—JUDGES, DIRECTOR OF RACING, RACING SECRETARY, PADDOCK JUDGE, CLERK OF SCALES, CHARTWRITER, STARTER, LURE OPERATOR, TRACK SUPERINTENDENT, MUTUEL MANAGER, GENERAL MANAGER, DIRECTOR OR SECURITY, DIVISION EMPLOYEES AND SUCH OTHER POSITIONS AS DETERMINED BY THE COMMISSION AT THE TIME OF APPROVAL OF EACH RESPECTIVE RACE MEET APPLICATION.~~

RUNNER - A horse ~~OR GREYHOUND~~ entered into a race. Each runner shall be designated by a number.

~~SET WEIGHT— THE GREYHOUND’S RACING WEIGHT REGISTERED BY THE OWNER OR TRAINER WITH THE CLERK OF SCALES.~~

~~STARTER (GREYHOUND)— A GREYHOUND IS A STARTER IN A RACE WHEN THE DOORS OF THE STARTING BOX OPEN TO BEGIN THE RACE.~~

~~WEIGHT IN— THE WEIGHT IN IS THE GREYHOUNDS’ WEIGHT AT WEIGHING IN TIME.~~

~~WEIGHT LOSER— A WEIGHT LOSER IS A GREYHOUND WHICH IS RECOGNIZED BY THE DIVISION VETERINARIAN TO CONSISTENTLY LOSE WEIGHT WHILE IN THE LOCKOUT KENNEL. IT SHALL BE NOTED IN THE OFFICIAL PROGRAM NEXT TO THE NAME OF THE GREYHOUND.~~

~~WEIGHT OUT— THE WEIGHT OUT IS THE GREYHOUNDS’ WEIGHT PRIOR TO POST TIME OF THE RACE IN WHICH IT IS ENTERED.~~

~~WHELPED— A GREYHOUND IS WHELPED AT THE TIME OF ITS BIRTH.~~

RULEMAKING 2014-2015 1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Chapter 2 – Rules of the Race Greyhound

Deletion of all Greyhound References

Statutory Authority:

Section 12-60-501(1)(a), C.R.S., Section 12-60-511, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

CHAPTER 2

--- RULES OF THE RACE – GREYHOUND ---

100's --- REGISTRATION, ELIGIBILITY, SCHOOLING

2.100- All greyhounds shall be registered in the name of the real owner or owners with the racing secretary of the association at which it is intended the greyhounds will race

2.102 - A greyhound shall not be entered or permitted to race or to be schooled at any racetrack unless properly registered and recorded with an official registry approved by the Commission. The official registry shall be the National Greyhound Association in Abilene, Kansas.

2.104 - A certificate of registration, a lease certificate from a registry recognized by the Commission, a lease certificate from another recognized racing jurisdiction which contains terms and conditions as required by the Division and/or Commission, or a Colorado lease certificate accompanied by the registration paper from a registry recognized by the Commission, for each greyhound shall be filed with the racing secretary at the racetrack where the greyhound is to be schooled, or raced. All papers must be available at all times for inspection by the Board and/ or Division at all times.

2.106 - The transfer of title or ownership of a greyhound that is schooled, entered or racing at a racetrack must be registered by the official registry approved by the Commission. Greyhounds may race on a certificate of lease issued by a registry recognized by the Commission, a lease certificate from another recognized racing jurisdiction, or a Colorado lease certificate accompanied by the registration paper from a registry recognized by the Commission. No greyhound shall be allowed to school, enter or start on a transfer slip at any Colorado racetrack.

2.108 - The Colorado Greyhound Breeders Association is the official registry for Colorado bred greyhounds.

2.110 - Associations shall use their best efforts to maintain the past performance lines on every greyhound raced at the racetrack.

2.112 - The official registry recognized by the Commission shall furnish to the official designated information system all of the necessary registration information including the greyhound's legal name, breeding and registration number.

QUALIFYING CONDITIONS

2.120 - Associations licensed by the Commission shall establish a qualifying time or position for its 5/16 mile (approx.) distance and its 3/8 mile (approx.) distance.

2.122 - Associations shall notify the Division at least three (3) days before the first day of official racing of the qualifying times or position established and the time, while in effect, shall be continuously posted

on the notice board at the racetrack. Any change in the qualifying time or position established during the course of the meet, shall be made only with the approval of the judges.

2.124 - Any greyhound that meets qualifying time for either the 5/16 mile or the 3/8 mile, shall be permitted to start at either distance.

SCHOOLING

2.132 - All schooling races shall be at a distance not less than the distance nearest to 5/16 mile in use at the racetrack.

2.136 - Hand schooling will not be considered official.

2.140 - Any greyhound that has not raced officially for a period of ten (10) racing days shall be schooled at least once to the satisfaction of the judges at its set racing weight before being eligible for entry. If a greyhound has not raced officially for more than twenty (20) calendar days, the trainer may establish a new set weight and the greyhound must be schooled at least two (2) times to the satisfaction of the judges and must qualify.

2.142 - All greyhounds in schooling races must be raced at their established racing weight and started from the box wearing blankets.

2.144 - Any licensed owner, trainer, or authorized agent shall be penalized according to these Rules if the greyhounds under their care and management that are booked to race at a meet, are permitted to be schooled on any racetrack disapproved by the Commission.

2.146 - A greyhound may be ordered on the schooling list by the judges at any time.

2.148 - A photo-finish camera approved by the Commission, shall be in operation at all official schooling races.

2.150 - A greyhound shall not be schooled while under the influence of a medication.

2.152 - Any greyhound placed on a veterinarian's list must be schooled to the satisfaction of the veterinarian and judges before being allowed to enter for a race.

2.154 - Should a greyhound be scratched by its owner, owner-trainer or trainer, after post positions have been drawn, the greyhound shall school officially before being allowed to re-enter for official racing unless otherwise excused by the Board of Judges for good and reasonable cause.

GREYHOUND INELIGIBLE

2.160 - Where an owner is excluded for illegal wagering activities involving racing by an association or the Commission, the entries of the owner shall be refused at all racetracks. Where an owner is excluded for any other activities by an association or the Commission, the entries of the owner may be refused at all racetracks.

2.162 - The use of any animal in the training of racing greyhounds is prohibited. A racing greyhound is any tattooed greyhound whose papers or lease is on file with the racing secretary at a licensed racetrack or which has participated in official schooling races, graded races or races on which pari-mutuel wagers are placed.

2.164 - Any greyhound trained by the use of any unauthorized training practices as defined in Rule #2.162 above shall be ineligible to be entered into any official race in Colorado.

2.166 - Any greyhound trained at an unlicensed or unapproved training track in Colorado shall be ineligible to be entered into any official race in Colorado.

ENTRIES AND NOMINATIONS

2.200 - Every entry in a live race must be in the name of all registered owners, lessees or the kennel name and must be made in writing or by telephone immediately confirmed in writing. The full name of every person having any ownership interest or interest in the winnings of a greyhound must be registered with the racing secretary before the greyhound starts; thereafter, every change in ownership or interest shall be registered with the racing secretary and be forwarded to the Division office at the racetrack.

2.201 - A greyhound shall not be drawn into a racing program that has an advertised post time for the first race of less than seventy-two (72) hours from the advertised post time for the first race of the program in which the greyhound last ran.

2.202 - A greyhound must be eligible according to these Rules at time of entry.

2.204 - Joint nominations and entries may be made by any one (1) or more of the owners.

2.206 - A greyhound shall not be permitted to start until it has been fully identified by its physical appearance and tattoo number(s) with respect to the description of the greyhound on its registration paper.

2.208 - A disqualified greyhound shall not be allowed to enter or to start in any race.

2.210 - A greyhound shall not be permitted to enter or to start unless it is conditioned by a licensed trainer.

2.212 - Entries which have closed shall be compiled without delay by the racing secretary and conspicuously posted.

2.214 - Upon notification of a Division representative, the racing secretary shall by use of a blind draw, determine the entries for races, including stake races with or without an entry fee. The time and place for this draw shall be posted in a conspicuous location for all interested parties. However, in races of 3/8 mile or more and in the top grade races, the racing secretary may select entries without the use of a blind draw based upon a mutual agreement between the association and a majority of the kennel operators at the meet. Maiden races may be selected without the use of the blind draw with the permission of the Division. Immediately following the draw, a list of the entries (referred to in the racing industry as an "overnight list" shall be posted in a conspicuous location to allow time as determined by the Division for any necessary changes to be made to the entries prior to post positions being drawn.

2.215 - If a greyhound is removed from an overnight list prior to the draw for post position, it shall lose its date preference. Upon re-entry, the greyhound will be given the date preference based upon the date it was entered back.

2.216 - In purse races, there shall be at least five (5) greyhounds but not less than five (5) separate kennels represented. No trainer shall have more than two (2) greyhounds in any race except stakes races. The following conditions shall apply to filling races:

:1 - No two greyhounds from the same kennel shall be allowed to be entered into the same race until all single interests are used by date preference, and

:2 - The kennel/trainer shall have agreed to a double entry.

:3 - When no other single entry is available, then the racing secretary may use a double entry without the permission of the kennel/trainer.

:4 - Greyhounds nominated for any distance over 5/16 mile or more are subject to double entry with permission.

2.218 - If an entry from any person who has been excluded or whose license has been suspended and/or revoked or of any greyhound that is ineligible is received, the entry shall be void and the money, if any, paid for the entry refunded. Any money or prize won by the entry shall be

returned for redistribution. The entry shall not be void if the care of the greyhound is appropriately transferred to an eligible trainer at least twenty-four (24) hours prior to first post of the scheduled performance, or at least two (2) hours prior to first post if the suspension was not based on a violation of the medication rules. The transferee trainer shall have full responsibility for the condition of the greyhound so transferred.

2.220 - A greyhound under the age of sixteen (16) months shall not run in any official race or qualify as a maiden. A maiden shall be between sixteen (16) to twenty-four (24) months in age.

2.222 - The holder of a claim, whether it be a mortgage, bill of sale or lien of any kind against a greyhound, shall be required to file the same with the racing secretary prior to the time the greyhound is entered. Failure to do so shall forfeit the rights in the winnings of the greyhound prior to the time the claim is properly filed.

2.224 - Associations shall have the right to withdraw or change any race that is not closed for entries.

2.226 - Every greyhound entered for a purse race must be a starter unless it is scratched.

2.228 - There shall be no cost for entering a greyhound in a race unless otherwise stipulated in the race conditions.

2.230 - An entry in a stakes race cannot be withdrawn.

2.232 - The nominator is liable for the entrance money or stake and the death of a greyhound or an error in its entry does not release the nominator or transferee from liability for stakes.

2.234 - Entrance money is not refunded on the death of a greyhound or its failure to start.

2.236 - In the absence of a notice to the contrary, entrance and declarations for stakes which close during or on the eve of a meet, close at the office of the racing secretary. Closing at all other times for stakes shall be at the office of the association.

2.238 - When an hour for closing is designated, entries and declarations for stakes cannot be received afterwards; but if an hour is not designated, they may be mailed or telegraphed up to midnight of the day of closing, provided they are received in time to be in compliance with every other condition of the race.

2.240 - Nominations for stake races received and postmarked before midnight of the day of closing shall be valid if received twenty-four (24) hours in advance of closing of overnight entries.

2.242 - If an entry is not received or an error is made concerning the information contained in the entry, the nominator must provide sufficient proof prior to the completion of the draw that the entry was properly made and submitted or the entry shall not be considered.

2.244 - A greyhound shall not become a starter for a race unless there has been duly paid any stake or entrance money payable in respect to that race.

2.246 - The entrance money, starting and subscription fees, in every race shall go to the winner unless otherwise provided in the conditions of the race, but when from any cause a race is not run all stakes or entrance money, if any is paid, shall be refunded.

2.248 - Should the nominator transfer the entry the nominator is liable only in cause of default to the transferee. Similarly the seller of a greyhound with engagements is liable for stake or forfeit if the engagement is not kept.

2.250 - If a greyhound is sold to a disqualified person the greyhound's racing engagements shall be void as of the date of sale.

2.252 - In case of fire or accident, or for other reasons, and after public notice, all races or stakes may be canceled or postponed, and when canceled all nomination and starting fees paid must be refunded.

2.254 - If a greyhound is on the schooling list or the veterinarian's list it shall not be permitted to start.

2.256 - Owners and trainers shall not enter greyhounds off form or in poor condition. Entering greyhounds off form or in poor condition shall result in the judges requiring the greyhounds to school.

2.258 - Post positions shall not be drawn until all entries for the race have been filled. The draw shall be by the pill shake method or the computer draw method based on the preference of the kennels at that meet. Post positions shall not be changed nor shall greyhounds be substituted after the draw. A copy of the post position sheet will be given to the Division after the draw.

2.260 - The post positions of greyhounds in all purse races shall be assigned by a drawing supervised by a Division representative and the racing secretary. The time and place of the draw must be posted at a convenient location so that any owner, trainer, assistant trainer, or authorized agent interested in the drawing may be present.

2.261 - A leftover list shall be posted immediately following the draw in a location convenient for all interested parties to see.

300's --- DECLARATIONS AND SCRATCHES

2.300 - The declaration of a greyhound out of an engagement is irrevocable.

2.302 - Declarations in stakes shall be made in the same manner as is provided for making entries to the racing secretary who shall record the day and hour of the declaration and post the notice of declaration on the bulletin board.

2.304 - Declarations in purse races must be made in writing by the owner, trainer or authorized agent to the racing secretary or his assistant at least one-half (1/2) hour before the time designated for the drawing of post positions, or at a time designated by the racing secretary.

2.306 - Sufficient cause must be shown to the judges before a greyhound entered in a race may be scratched. All scratches and the causes for the scratches must be immediately reported to the judges.

2.308 - Any greyhound that is scratched as a result of a violation of these Rules may be penalized for a period of six (6) racing days. The day of the scratch will be considered the first racing day. Scratches for other causes may be subject to disciplined.

2.310 - If any owner or trainer fails to have the proper greyhound at the racetrack at the appointed weighing-in time, the greyhound may be scratched and the judges or hearing officer may impose disciplinary action.

2.312 - If three (3) or more greyhounds are withdrawn or scratched in any one race, the judges may cancel the race.

2.314 - Once a greyhound entered in a race has been weighed in, only the judges or State Veterinarian may scratch a greyhound for sufficient cause. No greyhound is to be removed from the lock-out kennel after having been weighed-in unless there is a valid scratch of such greyhound.

2.316 - The judges shall have the authority to scratch a greyhound from a race when it appears that there is a violation of these Rules.

400's --- WEIGHTS AND WEIGHING

2.402 - The judges shall not allow anyone to weigh in a greyhound for racing unless they have in their possession or have made application for a valid owner's, trainer's or assistant trainer's license issued by the Division.

2.404 - All greyhounds shall be weighed in at least one hour before the time of the first race of the performance unless a late weigh-in is approved by a majority of the Board.

2.406 - All greyhounds must be weighed in with a kennel muzzle, collar and lead strap approved by the Division. All greyhounds must be weighed out with a racing muzzle, collar and lead strap approved by the Division.

2.408 - Before any greyhound is allowed to school or race at any meet, the owner or trainer must establish the racing weight with the clerk of scales of each greyhound entered.

2.410 - At weighing-in time, for official wagering races and official schooling races, should there be a variation of more than one and one-half (1 1/2) pounds either way from its established weight, the judges shall order the greyhound scratched.

2.412 - At weighing-out time, if a greyhound loses weight in excess of one and one-half (1 1/2) pounds while in the lock-out kennels, the judges shall order the greyhound scratched. However, upon certificate from the veterinarian that such loss of weight while in the lock-out kennels does not impair the racing condition of the greyhound, the judges may allow the greyhound to race.

2.414 - If at weighing-in time, for official wagering races and official schooling races, should there be more than two (2) pounds variation between the weight of its present race and the weight at weighing-in time of its last race, the judges shall order the greyhound scratched.

2.416 - The established racing weight may be changed from time to time upon written request of the owner, trainer or assistant trainer and by written consent of the judges, provided the change is made at least ninety-six (96) hours before the greyhound is allowed to race at the new weight. However, during pre-meet schooling, the weight may be changed by one pound at the scale before the greyhound is scheduled to race.

2.418 - All greyhounds having an established weight change of more than one (1) pound must be schooled at least once at the discretion of the judges at the new established weight before being eligible for starting.

2.422 - The judges shall have the privilege of weighing a greyhound entered in a race at any period from the time it is entered in a race until post time.

2.424 - Greyhounds that have been removed from the active list for conditioning or worming must be returned to racing weight before being entered.

500's --- RUNNING OF THE RACE

2.500 - All advertised post times must be promptly met. For live races only, every delay in excess of two (2) minutes from the advertised post time must be approved by the Board of Judges.

2.502 - No wagering on a greyhound race shall be permitted after 12:00 midnight on any racing day. If for any reason wagering on a greyhound race has not been completed by 12:00 midnight, the race may be canceled by the Board and all wagers may be refunded.

2.504 - All greyhounds must wear a regulation Commission approved muzzle and blanket while racing. Each greyhound's blanket shall prominently display a number corresponding with that greyhound's post position as printed in the program.

2.506 - Muzzles and blankets must be carefully examined in the paddock by the paddock judge before the greyhounds leave for the post to insure that the muzzles and blankets fit properly and again be examined before the judges at the judges' stand or in the paddock or before the starter at the starting box.

2.508 - All greyhounds must be exhibited in the show paddock before the post time of the race they are entered.

2.510 - After the greyhounds leave the paddock on their way to the starting box, all persons, except those authorized by the board of judges shall be excluded from the racing strip.

2.512 - A race shall not be called official unless the lure is in advance of the greyhounds at all times during the race. If at any time during the race any greyhound(s) catch or pass the lure or if the judges determine that the lure was operating in such an inconsistent manner that the outcome of the race was affected by the manner of operation the judges shall declare it "no race" and all monies shall be refunded.

2.514 - If during the running of a race there shall be a mechanical failure of the mechanism on which the lure is attached, or if the lure shall become detached from its mounting, the judges shall declare the race "no race" and all monies shall be refunded.

2.516 - If a greyhound remains in the box when the doors of the starting box open at the start there shall be no refund.

2.518 - If a race is marred by jams, spills or racing circumstances other than accident to the machinery, while a race is being run, and three (3) or more greyhounds finish, the judges shall declare the race Official, but if fewer than three (3) greyhounds finish, the judges shall declare it "no race" and all monies shall be refunded.

2.520 - If a greyhound bolts the course, runs in the opposite direction, or does not run the entire prescribed distance for the race, it shall forfeit all rights in the race and no matter where it finishes the judges shall declare the finish of the race the same as if the greyhound were not a contender. However, for the purpose of these Rules, the greyhound shall be considered a "starter."

2.522 - If a greyhound bolts the course or runs in the opposite direction during the running of the race and in so doing in the opinion of the judges interfered with any other greyhound in the race, the judges shall declare it "no race" and all monies shall be refunded. If the greyhound, in the opinion of the judges, did not interfere with the outcome of the race, the judges may declare the race "official".

2.524 - If it appears that a greyhound may interfere with the running of the race because of failure to leave the box, because of accident or for any other reason, any person under the supervision of the judges stationed around the racing strip may remove the greyhound from the racing strip. However, for the purpose of these Rules the greyhound shall be considered a "starter".

2.526 - If during the running of a racing program inclement weather causes a condition where injuries could occur to the greyhounds; or if the racing strip is in such condition that formful and safe racing cannot be conducted, then the Division veterinarian, judges or management may cancel whatever races remain on the racing program.

2.528 - The automatic or electric timing device installed by the association shall be used as the official time of the race. Timing of the race shall commence at the opening of the door of the starting box. Races shall be timed to 1/100th of a second. The official time of the winner shall be posted on the totalisator

board. In the event the automatic or electric timing device malfunctions, the time shown on the judges' stopwatch shall be used.

2.530 - When greyhounds run a dead heat for first place, all monies and prizes to which the greyhounds would have been entitled shall be divided equally between them and this applies in dividing prizes whatever the number of greyhounds running a dead heat. Each greyhound shall be deemed a winner.

2.532 - When greyhounds run a dead heat for second place, all monies and prizes to which the greyhounds would have been entitled shall be divided equally between them and this applies in dividing prizes whatever the number of greyhounds running a dead heat.

2.534 - When greyhounds run a dead heat for third place, they shall divide the third and fourth monies.

2.536 - If the dividing owners cannot agree as to which of them is to have a cup or other prize which cannot be divided, the questions shall be determined by lot in the presence of one (1) or more of the judges or other Division representative.

2.538 - Percentages of winnings shall not be deducted by associations or any person, club or body, unless the deduction is made at the request of the person to whom such winnings would normally be payable; provided however, that associations may withhold from winnings any amount due it, the State or as otherwise provided by Law.

600's --- GREYHOUND DISPOSITION RULES

2.600 - A person licensed by the Commission shall not put to death, within the State of Colorado, except in a humane manner, either 1) a racing greyhound, 2) a retired greyhound, or 3) a greyhound raised with the intention that it would be raced.

2.602 - A person licensed by the Commission shall not abandon, within the State of Colorado, either 1) a racing greyhound, 2) a retired greyhound, or 3) a greyhound raised with the intention that it would be raced.

2.604 - A person licensed by the Commission shall not transport, give, sell, transfer, or trade, to another person, within the State of Colorado, either 1) a racing greyhound, 2) a retired greyhound, or 3) a greyhound raised with the intention that it would be raced, if that person licensed by the Commission intends or knows that the other person will put the greyhound to death in a non-humane manner or will abandon the greyhound.

2.606 - A person licensed by the Commission shall not transport, give, sell, transfer, or trade, to another person, within the State of Colorado, either 1) a racing greyhound, 2) a retired greyhound, or 3) a greyhound raised with the intention that it would be raced, with reckless indifference to the reasonable possibility that the other person will put the greyhound to death in a non-humane manner or will abandon the greyhound.

2.608 - A person licensed by the Commission shall not attempt to violate C.R.C.R. # 2.600, C.R.C.R. # 2.602, C.R.C.R. # 2.604, or C.R.C.R. # 2.606.

2.610 - A person licensed by the Commission shall neither induce, attempt to induce, nor conspire with one or more other persons to violate C.R.C.R. # 2.600, C.R.C.R. # 2.602, C.R.C.R. # 2.604, or C.R.C.R. # 2.606.

2.612 - Any licensed trainer, owner, or kennel operator responsible for the disposition of either 1) a racing greyhound, 2) a retired greyhound, or 3) a greyhound raised with the intention that it would be raced, which greyhound is either physically in Colorado or the registration papers for which are at a track in Colorado, shall file a Greyhound Disposition Record form (and subsequent amended Greyhound Disposition Record forms, if any) with the greyhound Racing Secretary, pursuant to the terms of the Greyhound Disposition Section of the Commission's Animal Health Care and Medication Standards (Animal Welfare Policy) before such disposition may take place. The greyhound Racing Secretary shall retain each Greyhound Disposition Record form for a period of not less than three (3) years, during which time it shall be available for review by the Division without prior notice.

2.614 - The Commission endorses and supports the goal of one-hundred percent (100%) adoptive placement of all eligible greyhounds which their breeders, owners, or trainers have decided 1) are either at the conclusion of their racing or breeding careers, or 2) will not be, or will not continue to be, trained and developed for racing careers or used for breeding. Therefore, a licensed owner, trainer or kennel operator shall neither cause nor permit any racing or retired greyhound or any greyhound raised with the intention that it would be raced to be put to death until reasonable efforts have been exhausted by such licensed owner, trainer, or kennel operator to adopt out such greyhound or place such greyhound for adoption with a responsible person or entity.

2.616 - Pursuant to the terms of the Greyhound Disposition Section of the Commission's Animal Health Care and Medication Standards (Animal Welfare Policy), the greyhound Racing Secretary shall insure that each licensed trainer, owner, or kennel operator has filed a Greyhound Disposition Record form for each occasion of greyhound disposition for each greyhound, provided that greyhound has schooled, qualified, raced, or has been intended to be raced at his/her track, when the greyhound is subject to these rules.

2.618 - The licensed trainer of record for the greyhound, except as otherwise provided in the Greyhound Disposition Section of the Commission's Animal Health Care and Medication Standards (Animal Welfare Policy), shall be responsible to ensure that the greyhound disposition occurs in the manner indicated in the Greyhound Disposition Record form or in the last-in-time Amended Greyhound Disposition Record form, if any, for that greyhound.

2.620 - Any licensed trainer, owner, or kennel operator responsible for the racing activities of a greyhound which has schooled, qualified, or raced, or which has been intended to be raced at a Colorado track, shall timely file with the greyhound Racing Secretary, pursuant to the terms of the Commission's Animal Health Care and Medication Standards (Animal Welfare Policy) each of the

following written notices, related to any out-of-Colorado stakes race in which the greyhound is expected to participate without the actual transfer of the greyhound's certificate of registration:

A. Prior to the departure of a greyhound for an out-of-Colorado stakes race, an Out-of-Colorado Stakes Race Pre-departure Record form, indicating that that greyhound is expected to leave the State of Colorado to go to another jurisdiction to participate in a bona fide stakes race; and,

B. Subsequent to the return of the greyhound to Colorado, an Out-of-Colorado Stakes Race Post-return Record form, indicating the return of the greyhound to Colorado and its post-stakes-race status.

The greyhound Racing Secretary shall retain for a period of not less than three (3) years each written notice regarding an out-of-Colorado stakes race filed with him/her, during which time it shall be available for review by the Division without prior notice.

2.622 - Each housing kennel and each racing kennel shall have and shall maintain an on-going register of all racing greyhounds kept at the kennel, including each racing greyhound's registered name, left and right ear tattoos, gender, age, and description, together with the name and address of the racing greyhound's owner and trainer. When a racing greyhound disposition occurs from that kennel, the kennel operator shall immediately note the details of the disposition in the register associated with the racing greyhound's other data. The kennel owner shall include in the details of the disposition all information that would be required for the particular method of disposition according to the Greyhound Disposition Section of the Commission's Animal Health Care and Medication Standards (Animal Welfare Policy) pursuant to C.R.C.R. # 2.612. The kennel register shall be available for review by the Division without prior notice.

2.624 - It is an affirmative duty of every licensee to immediately report to the Division any possible violation of the Rules related to Greyhound Disposition.

2.626 - The Director may refer possible Greyhound Disposition rule violations for additional investigation, as needed.

2.628 - The Director may refer possible Greyhound Disposition rule violations for prosecution criminally or administratively or both.

2.630 - The Commission shall have exclusive administrative jurisdiction to hear cases involving possible Greyhound Disposition rule violations and shall operate within its full authority under applicable law to punish any violations of Greyhound Disposition rules.

PROPOSED DELETION

~~CHAPTER 2~~

~~— RULES OF THE RACE — GREYHOUND —~~

~~100'S — REGISTRATION, ELIGIBILITY, SCHOOLING~~

~~2.100 — ALL GREYHOUNDS SHALL BE REGISTERED IN THE NAME OF THE REAL OWNER OR OWNERS WITH THE RACING SECRETARY OF THE ASSOCIATION AT WHICH IT IS INTENDED THE GREYHOUNDS WILL RACE~~

~~2.102 — A GREYHOUND SHALL NOT BE ENTERED OR PERMITTED TO RACE OR TO BE SCHOOLED AT ANY RACETRACK UNLESS PROPERLY REGISTERED AND~~

~~RECORDED WITH AN OFFICIAL REGISTRY APPROVED BY THE COMMISSION. THE OFFICIAL REGISTRY SHALL BE THE NATIONAL GREYHOUND ASSOCIATION IN ABILENE, KANSAS.~~

~~2.104—A CERTIFICATE OF REGISTRATION, A LEASE CERTIFICATE FROM A REGISTRY RECOGNIZED BY THE COMMISSION, A LEASE CERTIFICATE FROM ANOTHER RECOGNIZED RACING JURISDICTION WHICH CONTAINS TERMS AND CONDITIONS AS REQUIRED BY THE DIVISION AND/OR COMMISSION, OR A COLORADO LEASE CERTIFICATE ACCOMPANIED BY THE REGISTRATION PAPER FROM A REGISTRY RECOGNIZED BY THE COMMISSION, FOR EACH GREYHOUND SHALL BE FILED WITH THE RACING SECRETARY AT THE RACETRACK WHERE THE GREYHOUND IS TO BE SCHOOLED, OR RACED. ALL PAPERS MUST BE AVAILABLE AT ALL TIMES FOR INSPECTION BY THE BOARD AND/ OR DIVISION AT ALL TIMES.~~

~~2.106—THE TRANSFER OF TITLE OR OWNERSHIP OF A GREYHOUND THAT IS SCHOOLED, ENTERED OR RACING AT A RACETRACK MUST BE REGISTERED BY THE OFFICIAL REGISTRY APPROVED BY THE COMMISSION. GREYHOUNDS MAY RACE ON A CERTIFICATE OF LEASE ISSUED BY A REGISTRY RECOGNIZED BY THE COMMISSION, A LEASE CERTIFICATE FROM ANOTHER RECOGNIZED RACING JURISDICTION, OR A COLORADO LEASE CERTIFICATE ACCOMPANIED BY THE REGISTRATION PAPER FROM A REGISTRY RECOGNIZED BY THE COMMISSION. NO GREYHOUND SHALL BE ALLOWED TO SCHOOL, ENTER OR START ON A TRANSFER SLIP AT ANY COLORADO RACETRACK.~~

~~2.108—THE COLORADO GREYHOUND BREEDERS ASSOCIATION IS THE OFFICIAL REGISTRY FOR COLORADO BRED GREYHOUNDS.~~

~~2.110—ASSOCIATIONS SHALL USE THEIR BEST EFFORTS TO MAINTAIN THE PAST PERFORMANCE LINES ON EVERY GREYHOUND RACED AT THE RACETRACK.~~

~~2.112—THE OFFICIAL REGISTRY RECOGNIZED BY THE COMMISSION SHALL FURNISH TO THE OFFICIAL DESIGNATED INFORMATION SYSTEM ALL OF THE NECESSARY REGISTRATION INFORMATION INCLUDING THE GREYHOUND'S LEGAL NAME, BREEDING AND REGISTRATION NUMBER.~~

~~QUALIFYING CONDITIONS~~

~~2.120—ASSOCIATIONS LICENSED BY THE COMMISSION SHALL ESTABLISH A QUALIFYING TIME OR POSITION FOR ITS 5/16 MILE (APPROX.) DISTANCE AND ITS 3/8 MILE (APPROX.) DISTANCE.~~

~~2.122—ASSOCIATIONS SHALL NOTIFY THE DIVISION AT LEAST THREE (3) DAYS BEFORE THE FIRST DAY OF OFFICIAL RACING OF THE QUALIFYING TIMES OR POSITION ESTABLISHED AND THE TIME, WHILE IN EFFECT, SHALL BE CONTINUOUSLY POSTED ON THE NOTICE BOARD AT THE RACETRACK. ANY CHANGE IN THE QUALIFYING TIME OR POSITION ESTABLISHED DURING THE COURSE OF THE MEET, SHALL BE MADE ONLY WITH THE APPROVAL OF THE~~

JUDGES.

~~2.124— ANY GREYHOUND THAT MEETS QUALIFYING TIME FOR EITHER THE 5/16 MILE OR THE 3/8 MILE, SHALL BE PERMITTED TO START AT EITHER DISTANCE.~~

SCHOOLING

~~2.132— ALL SCHOOLING RACES SHALL BE AT A DISTANCE NOT LESS THAN THE DISTANCE NEAREST TO 5/16 MILE IN USE AT THE RACETRACK.~~

~~2.136— HAND SCHOOLING WILL NOT BE CONSIDERED OFFICIAL.~~

~~2.140— ANY GREYHOUND THAT HAS NOT RACED OFFICIALLY FOR A PERIOD OF TEN (10) RACING DAYS SHALL BE SCHOOLED AT LEAST ONCE TO THE SATISFACTION OF THE JUDGES AT ITS SET RACING WEIGHT BEFORE BEING ELIGIBLE FOR ENTRY. IF A GREYHOUND HAS NOT RACED OFFICIALLY FOR MORE THAN TWENTY (20) CALENDAR DAYS, THE TRAINER MAY ESTABLISH A NEW SET WEIGHT AND THE GREYHOUND MUST BE SCHOOLED AT LEAST TWO (2) TIMES TO THE SATISFACTION OF THE JUDGES AND MUST QUALIFY.~~

~~2.142— ALL GREYHOUNDS IN SCHOOLING RACES MUST BE RACED AT THEIR ESTABLISHED RACING WEIGHT AND STARTED FROM THE BOX WEARING BLANKETS.~~

~~2.144— ANY LICENSED OWNER, TRAINER, OR AUTHORIZED AGENT SHALL BE PENALIZED ACCORDING TO THESE RULES IF THE GREYHOUNDS UNDER THEIR CARE AND MANAGEMENT THAT ARE BOOKED TO RACE AT A MEET, ARE PERMITTED TO BE SCHOOLED ON ANY RACETRACK DISAPPROVED BY THE COMMISSION.~~

~~2.146— A GREYHOUND MAY BE ORDERED ON THE SCHOOLING LIST BY THE JUDGES AT ANY TIME.~~

~~2.148— A PHOTO FINISH CAMERA APPROVED BY THE COMMISSION, SHALL BE IN OPERATION AT ALL OFFICIAL SCHOOLING RACES.~~

~~2.150— A GREYHOUND SHALL NOT BE SCHOOLED WHILE UNDER THE INFLUENCE OF A MEDICATION.~~

~~2.152— ANY GREYHOUND PLACED ON A VETERINARIAN'S LIST MUST BE SCHOOLED TO THE SATISFACTION OF THE VETERINARIAN AND JUDGES BEFORE BEING ALLOWED TO ENTER FOR A RACE.~~

~~2.154— SHOULD A GREYHOUND BE SCRATCHED BY ITS OWNER, OWNER TRAINER OR TRAINER, AFTER POST POSITIONS HAVE BEEN DRAWN, THE GREYHOUND SHALL SCHOOL OFFICIALLY BEFORE BEING ALLOWED TO RE-ENTER FOR OFFICIAL RACING UNLESS OTHERWISE EXCUSED BY THE BOARD OF JUDGES FOR GOOD AND REASONABLE CAUSE.~~

GREYHOUND INELIGIBLE

~~2.160—WHERE AN OWNER IS EXCLUDED FOR ILLEGAL WAGERING ACTIVITIES INVOLVING RACING BY AN ASSOCIATION OR THE COMMISSION, THE ENTRIES OF THE OWNER SHALL BE REFUSED AT ALL RACETRACKS. WHERE AN OWNER IS EXCLUDED FOR ANY OTHER ACTIVITIES BY AN ASSOCIATION OR THE COMMISSION, THE ENTRIES OF THE OWNER MAY BE REFUSED AT ALL RACETRACKS.~~

~~2.162—THE USE OF ANY ANIMAL IN THE TRAINING OF RACING GREYHOUNDS IS PROHIBITED. A RACING GREYHOUND IS ANY TATTOOED GREYHOUND WHOSE PAPERS OR LEASE IS ON FILE WITH THE RACING SECRETARY AT A LICENSED RACETRACK OR WHICH HAS PARTICIPATED IN OFFICIAL SCHOOLING RACES, GRADED RACES OR RACES ON WHICH PARI MUTUEL WAGERS ARE PLACED.~~

~~2.164—ANY GREYHOUND TRAINED BY THE USE OF ANY UNAUTHORIZED TRAINING PRACTICES AS DEFINED IN RULE #2.162 ABOVE SHALL BE INELIGIBLE TO BE ENTERED INTO ANY OFFICIAL RACE IN COLORADO.~~

~~2.166—ANY GREYHOUND TRAINED AT AN UNLICENSED OR UNAPPROVED TRAINING TRACK IN COLORADO SHALL BE INELIGIBLE TO BE ENTERED INTO ANY OFFICIAL RACE IN COLORADO.~~

~~ENTRIES AND NOMINATIONS~~

~~2.200—EVERY ENTRY IN A LIVE RACE MUST BE IN THE NAME OF ALL REGISTERED OWNERS, LESSEES OR THE KENNEL NAME AND MUST BE MADE IN WRITING OR BY TELEPHONE IMMEDIATELY CONFIRMED IN WRITING. THE FULL NAME OF EVERY PERSON HAVING ANY OWNERSHIP INTEREST OR INTEREST IN THE WINNINGS OF A GREYHOUND MUST BE REGISTERED WITH THE RACING SECRETARY BEFORE THE GREYHOUND STARTS; THEREAFTER, EVERY CHANGE IN OWNERSHIP OR INTEREST SHALL BE REGISTERED WITH THE RACING SECRETARY AND BE FORWARDED TO THE DIVISION OFFICE AT THE RACETRACK.~~

~~2.201—A GREYHOUND SHALL NOT BE DRAWN INTO A RACING PROGRAM THAT HAS AN ADVERTISED POST TIME FOR THE FIRST RACE OF LESS THAN SEVENTY TWO (72) HOURS FROM THE ADVERTISED POST TIME FOR THE FIRST RACE OF THE PROGRAM IN WHICH THE GREYHOUND LAST RAN.~~

~~2.202—A GREYHOUND MUST BE ELIGIBLE ACCORDING TO THESE RULES AT TIME OF ENTRY.~~

~~2.204—JOINT NOMINATIONS AND ENTRIES MAY BE MADE BY ANY ONE (1) OR MORE OF THE OWNERS.~~

~~2.206—A GREYHOUND SHALL NOT BE PERMITTED TO START UNTIL IT HAS BEEN FULLY IDENTIFIED BY ITS PHYSICAL APPEARANCE AND TATTOO NUMBER(S) WITH RESPECT TO THE DESCRIPTION OF THE GREYHOUND ON ITS REGISTRATION PAPER.~~

~~2.208—A DISQUALIFIED GREYHOUND SHALL NOT BE ALLOWED TO ENTER OR TO START IN ANY RACE.~~

~~2.210—A GREYHOUND SHALL NOT BE PERMITTED TO ENTER OR TO START UNLESS IT IS CONDITIONED BY A LICENSED TRAINER.~~

~~2.212—ENTRIES WHICH HAVE CLOSED SHALL BE COMPILED WITHOUT DELAY BY THE RACING SECRETARY AND CONSPICUOUSLY POSTED.~~

~~2.214—UPON NOTIFICATION OF A DIVISION REPRESENTATIVE, THE RACING SECRETARY SHALL BY USE OF A BLIND DRAW, DETERMINE THE ENTRIES FOR RACES, INCLUDING STAKE RACES WITH OR WITHOUT AN ENTRY FEE. THE TIME AND PLACE FOR THIS DRAW SHALL BE POSTED IN A CONSPICUOUS LOCATION~~

~~FOR ALL INTERESTED PARTIES. HOWEVER, IN RACES OF 3/8 MILE OR MORE AND IN THE TOP GRADE RACES, THE RACING SECRETARY MAY SELECT ENTRIES WITHOUT THE USE OF A BLIND DRAW BASED UPON A MUTUAL AGREEMENT BETWEEN THE ASSOCIATION AND A MAJORITY OF THE KENNEL OPERATORS AT THE MEET. MAIDEN RACES MAY BE SELECTED WITHOUT THE USE OF THE BLIND DRAW WITH THE PERMISSION OF THE DIVISION. IMMEDIATELY FOLLOWING THE DRAW, A LIST OF THE ENTRIES (REFERRED TO IN THE RACING INDUSTRY AS AN “OVERNIGHT LIST” SHALL BE POSTED IN A CONSPICUOUS LOCATION TO ALLOW TIME AS DETERMINED BY THE DIVISION FOR ANY NECESSARY CHANGES TO BE MADE TO THE ENTRIES PRIOR TO POST POSITIONS BEING DRAWN.~~

~~2.215—IF A GREYHOUND IS REMOVED FROM AN OVERNIGHT LIST PRIOR TO THE DRAW FOR POST POSITION, IT SHALL LOSE ITS DATE PREFERENCE. UPON RE-ENTRY, THE GREYHOUND WILL BE GIVEN THE DATE PREFERENCE BASED UPON THE DATE IT WAS ENTERED BACK.~~

~~2.216—IN PURSE RACES, THERE SHALL BE AT LEAST FIVE (5) GREYHOUNDS BUT NOT LESS THAN FIVE (5) SEPARATE KENNELS REPRESENTED. NO TRAINER SHALL HAVE MORE THAN TWO (2) GREYHOUNDS IN ANY RACE EXCEPT STAKES RACES. THE FOLLOWING CONDITIONS SHALL APPLY TO FILLING RACES:~~

~~:1—NO TWO GREYHOUNDS FROM THE SAME KENNEL SHALL BE ALLOWED TO BE ENTERED INTO THE SAME RACE UNTIL ALL SINGLE INTERESTS ARE USED BY DATE PREFERENCE, AND~~

~~:2—THE KENNEL/TRAINER SHALL HAVE AGREED TO A DOUBLE ENTRY.~~

~~:3—WHEN NO OTHER SINGLE ENTRY IS AVAILABLE, THEN THE RACING SECRETARY MAY USE A DOUBLE ENTRY WITHOUT THE PERMISSION OF THE KENNEL/TRAINER.~~

~~:4—GREYHOUNDS NOMINATED FOR ANY DISTANCE OVER 5/16 MILE OR MORE ARE SUBJECT TO DOUBLE ENTRY WITH PERMISSION.~~

~~2.218— IF AN ENTRY FROM ANY PERSON WHO HAS BEEN EXCLUDED OR WHOSE LICENSE HAS BEEN SUSPENDED AND/OR REVOKED OR OF ANY GREYHOUND THAT IS INELIGIBLE IS RECEIVED, THE ENTRY SHALL BE VOID AND THE MONEY, IF ANY, PAID FOR THE ENTRY REFUNDED. ANY MONEY OR PRIZE WON BY THE ENTRY SHALL BE RETURNED FOR REDISTRIBUTION. THE ENTRY SHALL NOT BE VOID IF THE CARE OF THE GREYHOUND IS APPROPRIATELY TRANSFERRED TO AN ELIGIBLE TRAINER AT LEAST TWENTY FOUR (24) HOURS PRIOR TO FIRST POST OF THE SCHEDULED PERFORMANCE, OR AT LEAST TWO (2) HOURS PRIOR TO FIRST POST IF THE SUSPENSION WAS NOT BASED ON A VIOLATION OF THE MEDICATION RULES. THE TRANSFEREE TRAINER SHALL HAVE FULL RESPONSIBILITY FOR THE CONDITION OF THE GREYHOUND SO TRANSFERRED.~~

~~2.220— A GREYHOUND UNDER THE AGE OF SIXTEEN (16) MONTHS SHALL NOT RUN IN ANY OFFICIAL RACE OR QUALIFY AS A MAIDEN. A MAIDEN SHALL BE BETWEEN SIXTEEN (16) TO TWENTY FOUR (24) MONTHS IN AGE.~~

~~2.222— THE HOLDER OF A CLAIM, WHETHER IT BE A MORTGAGE, BILL OF SALE OR LIEN OF ANY KIND AGAINST A GREYHOUND, SHALL BE REQUIRED TO FILE THE SAME WITH THE RACING SECRETARY PRIOR TO THE TIME THE GREYHOUND IS ENTERED. FAILURE TO DO SO SHALL FORFEIT THE RIGHTS IN THE WINNINGS OF THE GREYHOUND PRIOR TO THE TIME THE CLAIM IS PROPERLY FILED.~~

~~2.224— ASSOCIATIONS SHALL HAVE THE RIGHT TO WITHDRAW OR CHANGE ANY RACE THAT IS NOT CLOSED FOR ENTRIES.~~

~~2.226— EVERY GREYHOUND ENTERED FOR A PURSE RACE MUST BE A STARTER UNLESS IT IS SCRATCHED.~~

~~2.228— THERE SHALL BE NO COST FOR ENTERING A GREYHOUND IN A RACE UNLESS OTHERWISE STIPULATED IN THE RACE CONDITIONS.~~

~~2.230— AN ENTRY IN A STAKES RACE CANNOT BE WITHDRAWN.~~

~~2.232— THE NOMINATOR IS LIABLE FOR THE ENTRANCE MONEY OR STAKE AND THE DEATH OF A GREYHOUND OR AN ERROR IN ITS ENTRY DOES NOT RELEASE THE NOMINATOR OR TRANSFEREE FROM LIABILITY FOR STAKES.~~

~~2.234— ENTRANCE MONEY IS NOT REFUNDED ON THE DEATH OF A GREYHOUND OR ITS FAILURE TO START.~~

~~2.236— IN THE ABSENCE OF A NOTICE TO THE CONTRARY, ENTRANCE AND DECLARATIONS FOR STAKES WHICH CLOSE DURING OR ON THE EVE OF A MEET, CLOSE AT THE OFFICE OF THE RACING SECRETARY. CLOSING AT ALL OTHER TIMES FOR STAKES SHALL BE AT THE OFFICE OF THE ASSOCIATION.~~

~~2.238— WHEN AN HOUR FOR CLOSING IS DESIGNATED, ENTRIES AND DECLARATIONS FOR STAKES CANNOT BE RECEIVED AFTERWARDS; BUT IF AN HOUR IS NOT DESIGNATED, THEY MAY BE MAILED OR TELEGRAPHED UP TO MIDNIGHT OF THE DAY OF CLOSING,~~

~~PROVIDED THEY ARE RECEIVED IN TIME TO BE IN COMPLIANCE WITH EVERY OTHER CONDITION OF THE RACE.~~

~~2.240—NOMINATIONS FOR STAKE RACES RECEIVED AND POSTMARKED BEFORE MIDNIGHT OF THE DAY OF CLOSING SHALL BE VALID IF RECEIVED TWENTY FOUR (24) HOURS IN ADVANCE OF CLOSING OF OVERNIGHT ENTRIES.~~

~~2.242—IF AN ENTRY IS NOT RECEIVED OR AN ERROR IS MADE CONCERNING THE INFORMATION CONTAINED IN THE ENTRY, THE NOMINATOR MUST PROVIDE SUFFICIENT PROOF PRIOR TO THE COMPLETION OF THE DRAW THAT THE ENTRY WAS PROPERLY MADE AND SUBMITTED OR THE ENTRY SHALL NOT BE CONSIDERED.~~

~~2.244—A GREYHOUND SHALL NOT BECOME A STARTER FOR A RACE UNLESS THERE HAS BEEN DULY PAID ANY STAKE OR ENTRANCE MONEY PAYABLE IN RESPECT TO THAT RACE.~~

~~2.246—THE ENTRANCE MONEY, STARTING AND SUBSCRIPTION FEES, IN EVERY RACE SHALL GO TO THE WINNER UNLESS OTHERWISE PROVIDED IN THE CONDITIONS OF THE RACE, BUT WHEN FROM ANY CAUSE A RACE IS NOT RUN ALL STAKES OR ENTRANCE MONEY, IF ANY IS PAID, SHALL BE REFUNDED.~~

~~2.248—SHOULD THE NOMINATOR TRANSFER THE ENTRY THE NOMINATOR IS LIABLE ONLY IN CAUSE OF DEFAULT TO THE TRANSFEREE. SIMILARLY THE SELLER OF A GREYHOUND WITH ENGAGEMENTS IS LIABLE FOR STAKE OR FORFEIT IF THE ENGAGEMENT IS NOT KEPT.~~

~~2.250—IF A GREYHOUND IS SOLD TO A DISQUALIFIED PERSON THE GREYHOUND'S RACING ENGAGEMENTS SHALL BE VOID AS OF THE DATE OF SALE.~~

~~2.252—IN CASE OF FIRE OR ACCIDENT, OR FOR OTHER REASONS, AND AFTER PUBLIC NOTICE, ALL RACES OR STAKES MAY BE CANCELED OR POSTPONED, AND WHEN CANCELED ALL NOMINATION AND STARTING FEES PAID MUST BE REFUNDED.~~

~~2.254—IF A GREYHOUND IS ON THE SCHOOLING LIST OR THE VETERINARIAN'S LIST IT SHALL NOT BE PERMITTED TO START.~~

~~2.256—OWNERS AND TRAINERS SHALL NOT ENTER GREYHOUNDS OFF FORM OR IN POOR CONDITION. ENTERING GREYHOUNDS OFF FORM OR IN POOR CONDITION SHALL RESULT IN THE JUDGES REQUIRING THE GREYHOUNDS TO SCHOOL.~~

~~2.258—POST POSITIONS SHALL NOT BE DRAWN UNTIL ALL ENTRIES FOR THE RACE HAVE BEEN FILLED. THE DRAW SHALL BE BY THE PILL SHAKE METHOD OR THE COMPUTER DRAW METHOD BASED ON THE PREFERENCE OF THE KENNELS AT THAT MEET. POST POSITIONS SHALL NOT BE CHANGED NOR SHALL GREYHOUNDS BE SUBSTITUTED AFTER THE DRAW. A COPY OF THE POST POSITION SHEET WILL BE GIVEN TO THE DIVISION AFTER THE DRAW.~~

~~2.260—THE POST POSITIONS OF GREYHOUNDS IN ALL PURSE RACES SHALL BE ASSIGNED BY A DRAWING SUPERVISED BY A DIVISION REPRESENTATIVE AND THE RACING SECRETARY. THE TIME AND PLACE OF THE DRAW MUST BE POSTED AT A CONVENIENT LOCATION SO THAT ANY OWNER, TRAINER, ASSISTANT TRAINER, OR AUTHORIZED AGENT INTERESTED IN THE DRAWING MAY BE PRESENT.~~

~~2.261—A LEFTOVER LIST SHALL BE POSTED IMMEDIATELY FOLLOWING THE DRAW IN A LOCATION CONVENIENT FOR ALL INTERESTED PARTIES TO SEE.~~

~~300'S—DECLARATIONS AND SCRATCHES~~

~~2.300—THE DECLARATION OF A GREYHOUND OUT OF AN ENGAGEMENT IS IRREVOCABLE.~~

~~2.302—DECLARATIONS IN STAKES SHALL BE MADE IN THE SAME MANNER AS IS PROVIDED FOR MAKING ENTRIES TO THE RACING SECRETARY WHO SHALL RECORD THE DAY AND HOUR OF THE DECLARATION AND POST THE NOTICE OF DECLARATION ON THE BULLETIN BOARD.~~

~~2.304—DECLARATIONS IN PURSE RACES MUST BE MADE IN WRITING BY THE OWNER, TRAINER OR AUTHORIZED AGENT TO THE RACING SECRETARY OR HIS ASSISTANT AT LEAST ONE HALF (1/2) HOUR BEFORE THE TIME DESIGNATED FOR THE DRAWING OF POST POSITIONS, OR AT A TIME DESIGNATED BY THE RACING SECRETARY.~~

~~2.306—SUFFICIENT CAUSE MUST BE SHOWN TO THE JUDGES BEFORE A GREYHOUND ENTERED IN A RACE MAY BE SCRATCHED. ALL SCRATCHES AND THE CAUSES FOR THE SCRATCHES MUST BE IMMEDIATELY REPORTED TO THE JUDGES.~~

~~2.308—ANY GREYHOUND THAT IS SCRATCHED AS A RESULT OF A VIOLATION OF THESE RULES MAY BE PENALIZED FOR A PERIOD OF SIX (6) RACING DAYS. THE DAY OF THE SCRATCH WILL BE CONSIDERED THE FIRST RACING DAY. SCRATCHES FOR OTHER CAUSES MAY BE SUBJECT TO DISCIPLINED.~~

~~2.310—IF ANY OWNER OR TRAINER FAILS TO HAVE THE PROPER GREYHOUND AT THE RACETRACK AT THE APPOINTED WEIGHING IN TIME, THE GREYHOUND MAY BE SCRATCHED AND THE JUDGES OR HEARING OFFICER MAY IMPOSE DISCIPLINARY ACTION.~~

~~2.312—IF THREE (3) OR MORE GREYHOUNDS ARE WITHDRAWN OR SCRATCHED IN ANY ONE RACE, THE JUDGES MAY CANCEL THE RACE.~~

~~2.314—ONCE A GREYHOUND ENTERED IN A RACE HAS BEEN WEIGHED IN, ONLY THE JUDGES OR STATE VETERINARIAN MAY SCRATCH A GREYHOUND FOR SUFFICIENT CAUSE. NO GREYHOUND IS TO BE REMOVED FROM THE LOCK-OUT KENNEL AFTER HAVING BEEN WEIGHED IN UNLESS THERE IS A VALID SCRATCH OF SUCH GREYHOUND.~~

~~2.316—THE JUDGES SHALL HAVE THE AUTHORITY TO SCRATCH A GREYHOUND FROM A RACE WHEN IT APPEARS THAT~~

~~THERE IS A VIOLATION OF THESE RULES.~~

~~400'S — WEIGHTS AND WEIGHING~~

~~2.402—THE JUDGES SHALL NOT ALLOW ANYONE TO WEIGH IN A GREYHOUND FOR RACING UNLESS THEY HAVE IN THEIR POSSESSION OR HAVE MADE APPLICATION FOR A VALID OWNER'S, TRAINER'S OR ASSISTANT TRAINER'S LICENSE ISSUED BY THE DIVISION.~~

~~2.404—ALL GREYHOUNDS SHALL BE WEIGHED IN AT LEAST ONE HOUR BEFORE THE TIME OF THE FIRST RACE OF THE PERFORMANCE UNLESS A LATE WEIGH IN IS APPROVED BY A MAJORITY OF THE BOARD.~~

~~2.406—ALL GREYHOUNDS MUST BE WEIGHED IN WITH A KENNEL MUZZLE, COLLAR AND LEAD STRAP APPROVED BY THE DIVISION. ALL GREYHOUNDS MUST BE WEIGHED OUT WITH A RACING MUZZLE, COLLAR AND LEAD STRAP APPROVED BY THE DIVISION.~~

~~2.408—BEFORE ANY GREYHOUND IS ALLOWED TO SCHOOL OR RACE AT ANY MEET, THE OWNER OR TRAINER MUST ESTABLISH THE RACING WEIGHT WITH THE CLERK OF SCALES OF EACH GREYHOUND ENTERED.~~

~~2.410—AT WEIGHING IN TIME, FOR OFFICIAL WAGERING RACES AND OFFICIAL SCHOOLING RACES, SHOULD THERE BE A VARIATION OF MORE THAN ONE AND ONE-HALF (1 1/2) POUNDS EITHER WAY FROM ITS ESTABLISHED WEIGHT, THE JUDGES SHALL ORDER THE GREYHOUND SCRATCHED.~~

~~2.412—AT WEIGHING OUT TIME, IF A GREYHOUND LOSES WEIGHT IN EXCESS OF ONE AND ONE HALF (1 1/2) POUNDS WHILE IN THE LOCK-OUT KENNELS, THE JUDGES SHALL ORDER THE GREYHOUND SCRATCHED. HOWEVER, UPON CERTIFICATE FROM THE VETERINARIAN THAT SUCH LOSS OF WEIGHT WHILE IN THE LOCK-OUT KENNELS DOES NOT IMPAIR THE RACING CONDITION OF THE GREYHOUND, THE JUDGES MAY ALLOW THE GREYHOUND TO RACE.~~

~~2.414—IF AT WEIGHING IN TIME, FOR OFFICIAL WAGERING RACES AND OFFICIAL SCHOOLING RACES, SHOULD THERE BE MORE THAN TWO (2) POUNDS VARIATION BETWEEN THE WEIGHT OF ITS PRESENT RACE AND THE WEIGHT AT WEIGHING IN TIME OF ITS LAST RACE, THE JUDGES SHALL ORDER THE GREYHOUND SCRATCHED.~~

~~2.416—THE ESTABLISHED RACING WEIGHT MAY BE CHANGED FROM TIME TO TIME UPON WRITTEN REQUEST OF THE OWNER, TRAINER OR ASSISTANT TRAINER AND BY WRITTEN CONSENT OF THE JUDGES, PROVIDED THE CHANGE IS MADE AT LEAST NINETY SIX (96) HOURS BEFORE THE GREYHOUND IS ALLOWED TO RACE AT THE NEW WEIGHT. HOWEVER, DURING PRE-MEET SCHOOLING, THE WEIGHT MAY BE CHANGED BY ONE POUND AT THE SCALE BEFORE THE GREYHOUND IS SCHEDULED TO RACE.~~

~~2.418— ALL GREYHOUNDS HAVING AN ESTABLISHED WEIGHT CHANGE OF MORE THAN ONE (1) POUND MUST BE SCHOOLED AT LEAST ONCE AT THE DISCRETION OF THE JUDGES AT THE NEW ESTABLISHED WEIGHT BEFORE BEING ELIGIBLE FOR STARTING.~~

~~2.422— THE JUDGES SHALL HAVE THE PRIVILEGE OF WEIGHING A GREYHOUND ENTERED IN A RACE AT ANY PERIOD FROM THE TIME IT IS ENTERED IN A RACE UNTIL POST TIME.~~

~~2.424— GREYHOUNDS THAT HAVE BEEN REMOVED FROM THE ACTIVE LIST FOR CONDITIONING OR WORMING MUST BE RETURNED TO RACING WEIGHT BEFORE BEING ENTERED.~~

~~500'S — RUNNING OF THE RACE~~

~~2.500— ALL ADVERTISED POST TIMES MUST BE PROMPTLY MET. FOR LIVE RACES ONLY, EVERY DELAY IN EXCESS OF TWO (2) MINUTES FROM THE ADVERTISED POST TIME MUST BE APPROVED BY THE BOARD OF JUDGES.~~

~~2.502— NO WAGERING ON A GREYHOUND RACE SHALL BE PERMITTED AFTER 12:00 MIDNIGHT ON ANY RACING DAY. IF FOR ANY REASON WAGERING ON A GREYHOUND RACE HAS NOT BEEN COMPLETED BY 12:00 MIDNIGHT, THE RACE MAY BE CANCELED BY THE BOARD AND ALL WAGERS MAY BE REFUNDED.~~

~~2.504— ALL GREYHOUNDS MUST WEAR A REGULATION COMMISSION APPROVED MUZZLE AND BLANKET WHILE RACING. EACH GREYHOUND'S BLANKET SHALL PROMINENTLY DISPLAY A NUMBER CORRESPONDING WITH THAT GREYHOUND'S POST POSITION AS PRINTED IN THE PROGRAM.~~

~~2.506— MUZZLES AND BLANKETS MUST BE CAREFULLY EXAMINED IN THE PADDOCK BY THE PADDOCK JUDGE BEFORE THE GREYHOUNDS LEAVE FOR THE POST TO INSURE THAT THE MUZZLES AND BLANKETS FIT PROPERLY AND AGAIN BE EXAMINED BEFORE THE JUDGES AT THE JUDGES' STAND OR IN THE PADDOCK OR BEFORE THE STARTER AT THE STARTING BOX.~~

~~2.508— ALL GREYHOUNDS MUST BE EXHIBITED IN THE SHOW PADDOCK BEFORE THE POST TIME OF THE RACE THEY ARE ENTERED.~~

~~2.510— AFTER THE GREYHOUNDS LEAVE THE PADDOCK ON THEIR WAY TO THE STARTING BOX, ALL PERSONS, EXCEPT THOSE AUTHORIZED BY THE BOARD OF JUDGES SHALL BE EXCLUDED FROM THE RACING STRIP.~~

~~2.512— A RACE SHALL NOT BE CALLED OFFICIAL UNLESS THE LURE IS IN ADVANCE OF THE GREYHOUNDS AT ALL TIMES DURING THE RACE. IF AT ANY TIME DURING THE RACE ANY GREYHOUND(S) CATCH OR PASS THE LURE OR IF THE JUDGES DETERMINE THAT THE LURE WAS OPERATING IN SUCH AN INCONSISTENT MANNER THAT THE OUTCOME OF THE RACE WAS AFFECTED BY THE MANNER OF OPERATION THE JUDGES SHALL DECLARE IT "NO RACE" AND ALL MONIES SHALL BE REFUNDED.~~

~~2.514— IF DURING THE RUNNING OF A RACE THERE SHALL BE A MECHANICAL FAILURE OF THE MECHANISM ON WHICH THE LURE IS ATTACHED, OR IF THE LURE SHALL BECOME DETACHED FROM ITS MOUNTING, THE JUDGES SHALL DECLARE THE RACE “NO RACE” AND ALL MONIES SHALL BE REFUNDED.~~

~~2.516— IF A GREYHOUND REMAINS IN THE BOX WHEN THE DOORS OF THE STARTING BOX OPEN AT THE START THERE SHALL BE NO REFUND.~~

~~2.518— IF A RACE IS MARRED BY JAMS, SPILLS OR RACING CIRCUMSTANCES OTHER THAN ACCIDENT TO THE MACHINERY, WHILE A RACE IS BEING RUN, AND THREE (3) OR MORE GREYHOUNDS FINISH, THE JUDGES SHALL DECLARE THE RACE OFFICIAL, BUT IF FEWER THAN THREE (3) GREYHOUNDS FINISH, THE JUDGES SHALL DECLARE IT “NO RACE” AND ALL MONIES SHALL BE REFUNDED.~~

~~2.520— IF A GREYHOUND BOLTS THE COURSE, RUNS IN THE OPPOSITE DIRECTION, OR DOES NOT RUN THE ENTIRE PRESCRIBED DISTANCE FOR THE RACE, IT SHALL FORFEIT ALL RIGHTS IN THE RACE AND NO MATTER WHERE IT FINISHES THE JUDGES SHALL DECLARE THE FINISH OF THE RACE THE SAME AS IF THE GREYHOUND WERE NOT A CONTENDER. HOWEVER, FOR THE PURPOSE OF THESE RULES, THE GREYHOUND SHALL BE CONSIDERED A “STARTER.”~~

~~2.522— IF A GREYHOUND BOLTS THE COURSE OR RUNS IN THE OPPOSITE DIRECTION DURING THE RUNNING OF THE RACE AND IN SO DOING IN THE OPINION OF THE JUDGES INTERFERED WITH ANY OTHER GREYHOUND IN THE RACE, THE JUDGES SHALL DECLARE IT “NO RACE” AND ALL MONIES SHALL BE REFUNDED. IF THE~~

~~GREYHOUND, IN THE OPINION OF THE JUDGES, DID NOT INTERFERE WITH THE OUTCOME OF THE RACE, THE JUDGES MAY DECLARE THE RACE “OFFICIAL”.~~

~~2.524— IF IT APPEARS THAT A GREYHOUND MAY INTERFERE WITH THE RUNNING OF THE RACE BECAUSE OF FAILURE TO LEAVE THE BOX, BECAUSE OF ACCIDENT OR FOR ANY OTHER REASON, ANY PERSON UNDER THE SUPERVISION OF THE JUDGES STATIONED AROUND THE RACING STRIP MAY REMOVE THE GREYHOUND FROM THE RACING STRIP. HOWEVER, FOR THE PURPOSE OF THESE RULES THE GREYHOUND SHALL BE CONSIDERED A “STARTER”.~~

~~2.526— IF DURING THE RUNNING OF A RACING PROGRAM INCLEMENT WEATHER CAUSES A CONDITION WHERE INJURIES COULD OCCUR TO THE GREYHOUNDS; OR IF THE RACING STRIP IS IN SUCH CONDITION THAT FORMFUL AND SAFE RACING CANNOT BE CONDUCTED, THEN THE DIVISION VETERINARIAN, JUDGES OR MANAGEMENT MAY CANCEL WHATEVER RACES REMAIN ON THE RACING PROGRAM.~~

~~2.528— THE AUTOMATIC OR ELECTRIC TIMING DEVICE INSTALLED BY THE ASSOCIATION SHALL BE USED AS THE OFFICIAL TIME OF THE RACE. TIMING OF THE RACE SHALL COMMENCE AT THE OPENING OF THE DOOR OF THE STARTING BOX. RACES SHALL BE TIMED TO 1/100TH OF A SECOND. THE OFFICIAL TIME OF THE WINNER SHALL BE POSTED ON THE TOTALISATOR BOARD. IN THE EVENT THE AUTOMATIC OR ELECTRIC TIMING~~

~~DEVICE MALFUNCTIONS, THE TIME SHOWN ON THE JUDGES' STOPWATCH SHALL BE USED.~~

~~2.530— WHEN GREYHOUNDS RUN A DEAD HEAT FOR FIRST PLACE, ALL MONIES AND PRIZES TO WHICH THE GREYHOUNDS WOULD HAVE BEEN ENTITLED SHALL BE DIVIDED EQUALLY BETWEEN THEM AND THIS APPLIES IN DIVIDING PRIZES WHATEVER THE NUMBER OF GREYHOUNDS RUNNING A DEAD HEAT. EACH GREYHOUND SHALL BE DEEMED A WINNER.~~

~~2.532— WHEN GREYHOUNDS RUN A DEAD HEAT FOR SECOND PLACE, ALL MONIES AND PRIZES TO WHICH THE GREYHOUNDS WOULD HAVE BEEN ENTITLED SHALL BE DIVIDED EQUALLY BETWEEN THEM AND THIS APPLIES IN DIVIDING PRIZES WHATEVER THE NUMBER OF GREYHOUNDS RUNNING A DEAD HEAT.~~

~~2.534— WHEN GREYHOUNDS RUN A DEAD HEAT FOR THIRD PLACE, THEY SHALL DIVIDE THE THIRD AND FOURTH MONIES.~~

~~2.536— IF THE DIVIDING OWNERS CANNOT AGREE AS TO WHICH OF THEM IS TO HAVE A CUP OR OTHER PRIZE WHICH CANNOT BE DIVIDED, THE QUESTIONS SHALL BE DETERMINED BY LOT IN THE PRESENCE OF ONE (1) OR MORE OF THE JUDGES OR OTHER DIVISION REPRESENTATIVE.~~

~~2.538— PERCENTAGES OF WINNINGS SHALL NOT BE DEDUCTED BY ASSOCIATIONS OR ANY PERSON, CLUB OR BODY, UNLESS THE DEDUCTION IS MADE AT THE REQUEST OF THE PERSON TO WHOM SUCH WINNINGS WOULD NORMALLY BE PAYABLE; PROVIDED HOWEVER, THAT ASSOCIATIONS MAY WITHHOLD FROM WINNINGS ANY AMOUNT DUE IT, THE STATE OR AS OTHERWISE PROVIDED BY LAW.~~

~~600'S — GREYHOUND DISPOSITION RULES~~

~~2.600— A PERSON LICENSED BY THE COMMISSION SHALL NOT PUT TO DEATH, WITHIN THE STATE OF COLORADO, EXCEPT IN A HUMANE MANNER, EITHER 1) A RACING GREYHOUND, 2) A RETIRED GREYHOUND, OR 3) A GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED.~~

~~2.602— A PERSON LICENSED BY THE COMMISSION SHALL NOT ABANDON, WITHIN THE STATE OF COLORADO, EITHER 1) A RACING GREYHOUND, 2) A RETIRED~~

~~GREYHOUND, OR 3) A GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED.~~

~~2.604— A PERSON LICENSED BY THE COMMISSION SHALL NOT TRANSPORT, GIVE, SELL, TRANSFER, OR TRADE, TO ANOTHER PERSON, WITHIN THE STATE OF COLORADO, EITHER 1) A RACING GREYHOUND, 2) A RETIRED GREYHOUND, OR 3) A GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED, IF THAT PERSON LICENSED BY THE COMMISSION INTENDS OR KNOWS THAT THE OTHER PERSON WILL PUT THE~~

~~GREYHOUND TO DEATH IN A NON-HUMANE MANNER OR WILL ABANDON THE GREYHOUND.~~

~~2.606—A PERSON LICENSED BY THE COMMISSION SHALL NOT TRANSPORT, GIVE, SELL, TRANSFER, OR TRADE, TO ANOTHER PERSON, WITHIN THE STATE OF COLORADO, EITHER 1) A RACING GREYHOUND, 2) A RETIRED GREYHOUND, OR 3) A GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED, WITH RECKLESS INDIFFERENCE TO THE REASONABLE POSSIBILITY THAT THE OTHER PERSON WILL PUT THE GREYHOUND TO DEATH IN A NON-HUMANE MANNER OR WILL ABANDON THE GREYHOUND.~~

~~2.608—A PERSON LICENSED BY THE COMMISSION SHALL NOT ATTEMPT TO VIOLATE C.R.C.R. # 2.600, C.R.C.R. # 2.602, C.R.C.R. # 2.604, OR C.R.C.R. # 2.606.~~

~~2.610—A PERSON LICENSED BY THE COMMISSION SHALL NEITHER INDUCE, ATTEMPT TO INDUCE, NOR CONSPIRE WITH ONE OR MORE OTHER PERSONS TO VIOLATE C.R.C.R. # 2.600, C.R.C.R. # 2.602, C.R.C.R. # 2.604, OR C.R.C.R. # 2.606.~~

~~2.612—ANY LICENSED TRAINER, OWNER, OR KENNEL OPERATOR RESPONSIBLE FOR THE DISPOSITION OF EITHER 1) A RACING GREYHOUND, 2) A RETIRED GREYHOUND, OR 3) A GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED, WHICH GREYHOUND IS EITHER PHYSICALLY IN COLORADO OR THE REGISTRATION PAPERS FOR WHICH ARE AT A TRACK IN COLORADO, SHALL FILE A GREYHOUND DISPOSITION RECORD FORM (AND SUBSEQUENT AMENDED GREYHOUND DISPOSITION RECORD FORMS, IF ANY) WITH THE GREYHOUND RACING SECRETARY, PURSUANT TO THE TERMS OF THE GREYHOUND DISPOSITION SECTION OF THE COMMISSION'S ANIMAL HEALTH CARE AND MEDICATION STANDARDS (ANIMAL WELFARE POLICY) BEFORE SUCH DISPOSITION MAY TAKE PLACE. THE GREYHOUND RACING SECRETARY SHALL RETAIN EACH GREYHOUND DISPOSITION RECORD FORM FOR A PERIOD OF NOT LESS THAN THREE (3) YEARS, DURING WHICH TIME IT SHALL BE AVAILABLE FOR REVIEW BY THE DIVISION WITHOUT PRIOR NOTICE.~~

~~2.614—THE COMMISSION ENDORSES AND SUPPORTS THE GOAL OF ONE HUNDRED PERCENT (100%) ADOPTIVE PLACEMENT OF ALL ELIGIBLE GREYHOUNDS WHICH THEIR BREEDERS, OWNERS, OR TRAINERS HAVE DECIDED 1) ARE EITHER AT THE CONCLUSION OF THEIR RACING OR BREEDING CAREERS, OR 2) WILL NOT BE, OR WILL NOT CONTINUE TO BE, TRAINED AND DEVELOPED FOR RACING CAREERS OR USED FOR BREEDING. THEREFORE, A LICENSED OWNER, TRAINER OR KENNEL OPERATOR SHALL NEITHER CAUSE NOR PERMIT ANY RACING OR RETIRED GREYHOUND OR ANY GREYHOUND RAISED WITH THE INTENTION THAT IT WOULD BE RACED TO BE PUT TO DEATH UNTIL REASONABLE EFFORTS HAVE BEEN EXHAUSTED BY SUCH LICENSED OWNER, TRAINER, OR KENNEL OPERATOR TO ADOPT OUT SUCH GREYHOUND OR PLACE SUCH GREYHOUND FOR ADOPTION WITH A RESPONSIBLE PERSON OR ENTITY.~~

~~2.616— PURSUANT TO THE TERMS OF THE GREYHOUND DISPOSITION SECTION OF THE COMMISSION’S ANIMAL HEALTH CARE AND MEDICATION STANDARDS (ANIMAL WELFARE POLICY), THE GREYHOUND RACING SECRETARY SHALL INSURE THAT~~

~~EACH LICENSED TRAINER, OWNER, OR KENNEL OPERATOR HAS FILED A GREYHOUND DISPOSITION RECORD FORM FOR EACH OCCASION OF GREYHOUND DISPOSITION FOR EACH GREYHOUND, PROVIDED THAT GREYHOUND HAS SCHOOLED, QUALIFIED, RACED, OR HAS BEEN INTENDED TO BE RACED AT HIS/HER TRACK, WHEN THE GREYHOUND IS SUBJECT TO THESE RULES.~~

~~2.618— THE LICENSED TRAINER OF RECORD FOR THE GREYHOUND, EXCEPT AS OTHERWISE PROVIDED IN THE GREYHOUND DISPOSITION SECTION OF THE COMMISSION’S ANIMAL HEALTH CARE AND MEDICATION STANDARDS (ANIMAL WELFARE POLICY), SHALL BE RESPONSIBLE TO ENSURE THAT THE GREYHOUND DISPOSITION OCCURS IN THE MANNER INDICATED IN THE GREYHOUND DISPOSITION RECORD FORM OR IN THE LAST IN-TIME AMENDED GREYHOUND DISPOSITION RECORD FORM, IF ANY, FOR THAT GREYHOUND.~~

~~2.620— ANY LICENSED TRAINER, OWNER, OR KENNEL OPERATOR RESPONSIBLE FOR THE RACING ACTIVITIES OF A GREYHOUND WHICH HAS SCHOOLED, QUALIFIED, OR RACED, OR WHICH HAS BEEN INTENDED TO BE RACED AT A COLORADO TRACK, SHALL TIMELY FILE WITH THE GREYHOUND RACING SECRETARY, PURSUANT TO THE TERMS OF THE COMMISSION’S ANIMAL HEALTH CARE AND MEDICATION STANDARDS (ANIMAL WELFARE POLICY) EACH OF THE FOLLOWING WRITTEN NOTICES, RELATED TO ANY OUT-OF-COLORADO STAKES RACE IN WHICH THE GREYHOUND IS EXPECTED TO PARTICIPATE WITHOUT THE ACTUAL TRANSFER OF THE GREYHOUND’S CERTIFICATE OF REGISTRATION:~~

~~A. PRIOR TO THE DEPARTURE OF A GREYHOUND FOR AN OUT-OF-COLORADO STAKES RACE, AN OUT-OF-COLORADO STAKES RACE PRE-DEPARTURE RECORD FORM, INDICATING THAT THAT GREYHOUND IS EXPECTED TO LEAVE THE STATE OF COLORADO TO GO TO ANOTHER JURISDICTION TO PARTICIPATE IN A BONA FIDE STAKES RACE; AND,~~

~~B. SUBSEQUENT TO THE RETURN OF THE GREYHOUND TO COLORADO, AN OUT-OF-COLORADO STAKES RACE POST-RETURN RECORD FORM, INDICATING THE RETURN OF THE GREYHOUND TO COLORADO AND ITS POST-STAKES RACE STATUS.~~

~~THE GREYHOUND RACING SECRETARY SHALL RETAIN FOR A PERIOD OF NOT LESS THAN THREE (3) YEARS EACH WRITTEN NOTICE REGARDING AN OUT-OF-COLORADO STAKES RACE FILED WITH HIM/HER, DURING WHICH TIME IT SHALL BE AVAILABLE FOR REVIEW BY THE DIVISION WITHOUT PRIOR NOTICE.~~

~~2.622— EACH HOUSING KENNEL AND EACH RACING KENNEL SHALL HAVE AND SHALL MAINTAIN AN ON-GOING REGISTER OF ALL RACING GREYHOUNDS KEPT AT THE KENNEL, INCLUDING EACH RACING GREYHOUND’S REGISTERED NAME, LEFT AND~~

~~RIGHT EAR TATTOOS, GENDER, AGE, AND DESCRIPTION, TOGETHER WITH THE NAME AND ADDRESS OF THE RACING GREYHOUND'S OWNER AND TRAINER. WHEN A RACING GREYHOUND DISPOSITION OCCURS FROM THAT KENNEL, THE KENNEL OPERATOR SHALL IMMEDIATELY NOTE THE DETAILS OF THE DISPOSITION IN THE REGISTER ASSOCIATED WITH THE RACING GREYHOUND'S OTHER DATA. THE KENNEL OWNER SHALL INCLUDE IN THE DETAILS OF THE DISPOSITION ALL INFORMATION THAT WOULD BE REQUIRED FOR THE PARTICULAR METHOD OF DISPOSITION ACCORDING TO THE GREYHOUND DISPOSITION SECTION OF THE COMMISSION'S ANIMAL HEALTH CARE AND MEDICATION STANDARDS (ANIMAL WELFARE POLICY) PURSUANT TO C.R.C.R. # 2.612. THE KENNEL REGISTER SHALL BE AVAILABLE FOR REVIEW BY THE DIVISION WITHOUT PRIOR NOTICE.~~

~~2.624 IT IS AN AFFIRMATIVE DUTY OF EVERY LICENSEE TO IMMEDIATELY REPORT TO THE DIVISION ANY POSSIBLE VIOLATION OF THE RULES RELATED TO GREYHOUND DISPOSITION.~~

~~2.626 THE DIRECTOR MAY REFER POSSIBLE GREYHOUND DISPOSITION RULE VIOLATIONS FOR ADDITIONAL INVESTIGATION, AS NEEDED.~~

~~2.628 THE DIRECTOR MAY REFER POSSIBLE GREYHOUND DISPOSITION RULE VIOLATIONS FOR PROSECUTION CRIMINALLY OR ADMINISTRATIVELY OR BOTH.~~

~~2.630 THE COMMISSION SHALL HAVE EXCLUSIVE ADMINISTRATIVE JURISDICTION TO HEAR CASES INVOLVING POSSIBLE GREYHOUND DISPOSITION RULE VIOLATIONS AND SHALL OPERATE WITHIN ITS FULL AUTHORITY UNDER APPLICABLE LAW TO PUNISH ANY VIOLATIONS OF GREYHOUND DISPOSITION RULES.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule – Amendment to Definition of Lease Agreement

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

This amendment takes the Division of Racing Events approval out of a private contractual sale between two parties. The Division should not be a party to this lease agreement and the definition should be changed accordingly.

Fiscal Impact:

This revision has no fiscal impact.

Current Definition Lease Agreement

LEASE AGREEMENT - An agreement between a lessee and lessor to lease an animal. Lease agreements shall be made on documents approved by and registered with the Division. There shall be a filing fee, established by the Commission, on each leased horse which is registered with the Division. Lease agreements for horses shall expire on December 31st of each year.

Proposed Amendment to Definition of Lease Agreement

LEASE AGREEMENT - An agreement between a lessee and lessor to lease an animal. ~~LEASE AGREEMENTS SHALL BE MADE ON DOCUMENTS APPROVED BY AND REGISTERED WITH THE DIVISION. THERE SHALL BE A FILING FEE, ESTABLISHED BY THE COMMISSION, ON EACH LEASED HORSE WHICH IS REGISTERED WITH THE DIVISION. LEASE AGREEMENTS FOR HORSES SHALL EXPIRE ON DECEMBER 31ST OF EACH YEAR.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

CCR 208 – 1 Chapter 4 Title

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

CHAPTER 4

--- OFFICIALS - GREYHOUNDS AND HORSES ---

100's --- GENERAL PROVISIONS

PROPOSED DELETION

CHAPTER 4

--- OFFICIALS - ~~GREYHOUNDS AND~~ HORSES ---

100's --- GENERAL PROVISIONS

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule 300'S TITLE - FINANCIAL REQUIREMENT (GREYHOUND)

INSURER OF THE RACE MEETING

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

300's --- FINANCIAL REQUIREMENTS (HORSE AND GREYHOUND)

PROPOSED AMENDMENT

300's --- FINANCIAL REQUIREMENTS (HORSE ~~AND GREYHOUND~~)

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #3.208

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.; Section 12-60-501, C.R.S.

Basis and Purpose:

Amendment to address licensing proof of identification and proof of lawful presence issues.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.208 - Any applicant for a license may be required to establish age by the presentation of a certified birth certificate.

PROPOSED AMENDMENT

3.208 – Any applicant for a license may be required to establish age by the presentation of a certified birth certificate. **THE APPLICANT SHALL ALSO BE REQUIRED TO ESTABLISH PROOF OF LAWFUL PRESENCE.**

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #3.418

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.418 - All licensed persons desiring to be in a restricted area of any racetrack or simulcast facility shall be required to hold and properly display a current validated license badge issued by the Division at all times while the licensee is in a restricted area. To obtain a license a person may be photographed and fingerprinted. Failure of a licensee to properly display such a license badge may constitute grounds for discipline.

Proper display of the license badge depends on the restricted area: (1) on private, public, or association kennel compounds and stable areas, horse racing strip, and grooms in association uniforms in a greyhound paddock or greyhound racing strip, proper display of a license badge shall mean the badge shall be readily available and displayed upon demand by any Division representative or association official; and (2) in all other restricted areas, proper display of a license badge shall consist of wearing the badge at or above the waist, with the photo of the licensee readily visible to any observer.

PROPOSED AMENDMENT

3.418 - All licensed persons desiring to be in a restricted area of any racetrack or simulcast facility shall be required to hold and properly display a current validated license badge issued by the Division at all times while the licensee is in a restricted area. To obtain a license a person may be photographed and fingerprinted. Failure of a licensee to properly display such a license badge may constitute grounds for discipline.

Proper display of the license badge depends on the restricted area: (1) on private, public, or Association Kennel Compounds and stable areas, ~~HORSE RACING STRIP, AND GROOMS IN ASSOCIATION~~

~~UNIFORMS IN A GREYHOUND PADDOCK OR GREYHOUND RACING STRIP~~, proper display of a license badge shall mean the badge shall be readily available and displayed upon demand by any Division representative or association official; and (2) in all other restricted areas, proper display of a license badge shall consist of wearing the badge at or above the waist, with the photo of the licensee readily visible to any observer.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #3.438

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.438 - It is considered contrary to these Rules for any licensed owner, trainer or assistant trainer to utilize any training track or facilities used for training greyhounds, unless the training track or facilities have been licensed and approved by the Commission. The training track or facilities will - be inspected periodically by Division representatives for the purpose of observing the training and practices used. If it is determined that practices and methods used at training tracks are contrary to good training practices in conformity with requirements as set forth from time to time by the Commission, the Commission may disallow the use of the facilities by licensed owners, trainers, or assistant trainers.

PROPOSED RULE

3.438 - It is considered contrary to these Rules for any licensed owner, trainer or assistant trainer to utilize any training track or facilities ~~FOR RACING USED FOR TRAINING GREYHOUNDS~~, unless the training track or facilities have been licensed and approved by the Commission. The training track or facilities will be inspected periodically by Division representatives for the purpose of observing the training and practices used. If it is determined that practices and methods used at training tracks are contrary to good training practices in conformity with requirements as set forth from time to time by the Commission, the Commission may disallow the use of the facilities by licensed owners, trainers, or assistant trainers.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #3.638

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To delete an obsolete rule.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.638 – A jockey may not ride against a contract employer. This rule does not apply to jockeys qualifying horses in trial races or riding in a stakes race.

PROPOSED DELETION

~~**3.638** – A JOCKEY MAY NOT RIDE AGAINST A CONTRACT EMPLOYER. THIS RULE DOES NOT APPLY TO JOCKEYS QUALIFYING HORSES IN TRIAL RACES OR RIDING IN A STAKES RACE.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #3.640

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To delete an obsolete rule.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.640 - Jockeys and apprentices who are under contract to the same owner, or who are under contract to different owners who employ the same trainer, shall not ride against each other in a race except as an entry.

PROPOSED DELETION

~~**3.640** - JOCKEYS AND APPRENTICES WHO ARE UNDER CONTRACT TO THE SAME OWNER, OR WHO ARE UNDER CONTRACT TO DIFFERENT OWNERS WHO EMPLOY THE SAME TRAINER, SHALL NOT RIDE AGAINST EACH OTHER IN A RACE EXCEPT AS AN ENTRY.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #3.652

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To amend a rule to specify jockeys or agents must attend the draw.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.652 - When each day's races are drawn, jockey agents are required to file their first and second calls in each race.

PROPOSED AMENDMENT

3.652 - When each day's races are drawn, jockeyS or their agents are required to **BE AT THE DRAW TO DETERMINE FIRST AND SECOND CALLS** ~~file their first and second calls~~ in each race.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #3.712

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.712 - All partnerships must be registered with the Division and the name and address of every person having any interest in a greyhound, the relative proportions of their interest and the terms of any sales with contingencies or arrangements must be signed by all parties or by their authorized agent and be filed with the racing secretary, a copy of which shall be transmitted immediately before the opening of a meet to the Division office. In case of emergency, authority to sign declarations of partnership may be given to the racing secretary by telephone promptly confirmed in writing.

PROPOSED RULE

3.712 - All partnerships must be registered with the Division and the name and address of every person having any interest in a ~~HORSE GREYHOUND~~, the relative proportions of their interest and the terms of any sales with contingencies or arrangements must be signed by all parties or by their authorized agent and be filed with the racing secretary, a copy of which shall be transmitted immediately before the opening of a meet to the Division office. In case of emergency, authority to sign declarations of partnership may be given to the racing secretary by telephone promptly confirmed in writing.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #3.714

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.714 - An owner wishing to race under a stable/kennel name may do so by registering such name with the Division.

PROPOSED RULE

3.714 - An owner wishing to race under a stable/~~KENNEL~~ name may do so by registering such name with the Division.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #3.718

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend by deleting obsolete references to Greyhound Racing/ kennels.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.718 - In applying to race under a stable/kennel name, the applicant must disclose the identity or identities behind a stable/kennel name.

PROPOSED RULE

3.718 - In applying to race under a stable/~~KENNEL~~ name, the applicant must disclose the identity or identities behind a stable/~~KENNEL~~ name.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #3.808

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend obsolete references to Greyhound Racing/ kennels, and add information regarding safety and welfare inspections.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

3.808 - Kennels or training tracks at which racing greyhounds are housed or trained in connection with a race meet must be licensed and approved by the Division. Greyhound food suppliers which deliver to private, public or association kennels must be approved by the Division.

PROPOSED AMENDMENT

Kennel ~~S OPERATIONS or training tracks~~ at which racing greyhounds are ~~BRED~~, housed, or trained ~~IN CONNECTION WITH A RACE MEET~~ must be licensed and approved by the Division, ~~UNLESS OTHERWISE LICENSED BY THE COLORADO DEPARTMENT OF AGRICULTURE. KENNELS LICENSE BY THE DIVISION SHALL BE SUBJECT TO INSPECTION. GREYHOUND FOOD SUPPLIERS WHICH DELIVER TO PRIVATE, PUBLIC OR ASSOCIATION KENNELS MUST BE APPROVED BY THE DIVISION.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #4.238

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

4.238 - The Board shall decide which animal is the official winner and shall assign the respective positions in the official order of finish. In determining the places of the greyhounds at the finish of the race, the board shall consider only the relative position of the respective muzzles of the greyhounds. In the event that a greyhound loses its muzzle or finishes with a hanging muzzle, the judges shall then consider only the relative position of the nose of the greyhound and the muzzles of the other greyhounds in the race. In determining the places of the horses at the finish of the race, the board shall consider only the relative position of the respective noses of the horses.

PROPOSED AMENDMENT

4.238 - ~~THE BOARD SHALL DECIDE WHICH ANIMAL IS THE OFFICIAL WINNER AND SHALL ASSIGN THE RESPECTIVE POSITIONS IN THE OFFICIAL ORDER OF FINISH. IN DETERMINING THE PLACES OF THE GREYHOUNDS AT THE FINISH OF THE RACE, THE BOARD SHALL CONSIDER ONLY THE RELATIVE POSITION OF THE RESPECTIVE MUZZLES OF THE GREYHOUNDS. IN THE EVENT THAT A GREYHOUND LOSES ITS MUZZLE OR FINISHES WITH A HANGING MUZZLE, THE~~

~~JUDGES SHALL THEN CONSIDER ONLY THE RELATIVE POSITION OF THE NOSE OF THE GREYHOUND AND THE MUZZLES OF THE OTHER GREYHOUNDS IN THE RACE.~~ In

determining the places of the horses at the finish of the race, the board shall consider only the relative position of the respective noses of the horses.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #4.242

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

4.242 - A race shall not be declared official until:

:1 - in greyhound racing, the judges have determined the greyhounds finishing first, second and third. In the case of a superfecta race, the fourth place finisher shall also be determined prior to the race being declared official; or

:2 - in horse racing, the stewards have determined the complete order of finish.

PROPOSED AMENDMENT

4.242 - A race shall not be declared official until:

~~:1 - IN GREYHOUND RACING, THE JUDGES HAVE DETERMINED THE GREYHOUNDS FINISHING FIRST, SECOND AND THIRD. IN THE CASE OF A SUPERFECTA RACE, THE FOURTH PLACE FINISHER SHALL ALSO BE DETERMINED PRIOR TO THE RACE BEING DECLARED OFFICIAL; OR~~

~~:2 - In horse racing, the stewards have determined the complete order of finish.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule – TITLE ANNOUNCER

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

300's --- ANNOUNCER - GREYHOUND AND HORSE

PROPOSED AMENDMENT

300's --- ANNOUNCER ~~-GREYHOUND AND~~ HORSE

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule – 400's and 500's

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

400's & 500's --- OTHER OFFICIALS (GREYHOUND)

CHART WRITER

4.400 - The chart writer shall provide an accurate accounting of each greyhound's performance in a race to be used in the program. The accounting shall include the call of the race, the running time of each greyhound and an accurately worded comment describing the greyhound's performance. The names of the greyhounds shall appear in the order of their post positions, the post positions to be designated by numerals placed at the left and in line with the names of the greyhounds in each race. These numerals shall also be prominently displayed on each greyhound.

CLERK OF SCALES

4.410 - The clerk of scales shall weigh each greyhound in and out on a scale sealed by the duly authorized sealer of weights and measurers.

4.412 - The clerk of scales shall immediately record the called weight. Any overweight underweight, limit heavy, limit light or variation in the two (2) pound rule shall immediately be brought to the attention of the judges or the Division representative.

4.414 - The clerk of scales shall make available to the judges a copy of the weight sheet before each day's performance. A Division representative shall observe the weighing-in of all greyhounds.

4.416 - The clerk of scales shall promptly report to the judges any infraction of these Rules as to weight or weighing.

KENNEL MASTER

4.420 - The kennel master shall unlock the kennels immediately before weigh-in time to see that the kennels are in perfect repair and that nothing has been deposited in any of the kennels for the

greyhound's consumption and shall be sure that the kennels are sprayed, disinfected and kept in proper sanitary condition. The kennel master or any assistant must receive the greyhounds from the trainers, one at a time, and see that the greyhounds are placed in their kennel. The kennel master will be responsible from that time until the greyhounds are removed for the last race, all under the supervision of the paddock judge.

4.422 - After the greyhounds are placed in the lock-out kennels no person other than the kennel master, racing officials, person(s) approved by the Commission or Division or designated representatives of the Commission or Division shall be allowed in or near the lock-out kennels.

4.424 - The kennel master shall be present while the lead-outs are placing greyhounds in and removing greyhounds from the lock-out kennel.

LEAD-OUT

4.430 - Owners, trainers or attendants will not be allowed to lead their greyhounds from the paddock to the starting box, except in unofficial schooling races. The greyhounds shall be walked from the paddock to the starting box by lead outs provided by each Association for that purpose. For pre-race inspections and sample collection and all purse races, lead outs will not be allowed to lead more than one (1) greyhound in the paddock area or to the starting box unless approved by the Division.

4.432 - Lead-outs will be required to present a neat appearance and conduct themselves in an orderly manner and must be attired in clean uniforms provided by the association.

4.434 - The Lead-outs must carefully place the greyhound in its proper position in the starting box before the race and then retire to an assigned place.

4.436 - Lead-outs will not be permitted to have any interest in the greyhounds racing for the association.

4.438 - Lead-outs shall be assigned a post position by lot and a record thereof shall be maintained by the paddock judge.

4.440 - Lead-outs are prohibited from holding any conversation with the public, either in the paddock, enroute to the starting box, or while returning to the paddock.

4.442 - Smoking in restricted areas of the paddock is prohibited.

4.444 - Lead-outs are prohibited from wagering on the result of any greyhound racing at the racetrack where they are assigned while on duty and/or in uniform or on any race they will be working.

4.446 - Only authorized lead-outs employed by the racing association shall take greyhounds to the starting box during official schooling races.

4.448 - Lead-outs must be physically able to perform all the duties required of a lead-out.

4.450 - Greyhounds shall be walked to the starting box for each race. For schooling races no more than two (2) greyhounds per leadout shall be allowed unless approved by the Board of Judges.

4.452 - Lead-outs must be trained in the proper handling of greyhounds prior to handling any greyhound.

LURE OPERATOR

4.460 - The lure operator shall be furnished a room as free as possible of any disturbance that could possibly distract his complete attention on the operation of the lure.

4.462 - The lure operator must at all times run a consistent lure and report immediately to the judges if any problem should occur which would prevent the running of a consistent lure.

4.464 - The lure operator must run the lure completely around the racing strip at least two (2) times prior to the first post time to determine that the lure is in perfect working condition.

4.466 - The lure must be tested upon correcting any malfunction involving the lure or starting box prior to resuming the program.

PADDOCK JUDGE AND IDENTIFIER

4.470 - A greyhound shall not be permitted to start in a schooling or purse race that has not been fully identified, properly ear tattooed, and checked against the card index system of identification

maintained by each association. The identification cards shall be filled in and completed by the paddock judge before greyhounds are entered for schooling or for a purse race.

4.472 - The paddock judge shall fully identify and check against the card index system of identification maintained by the association all greyhounds starting in schooling and purse races. Any greyhound's identification which does not conform to the card index identification shall be reported to the judges.

4.474 - As each greyhound is weighed in there shall be an identification tag attached to its collar indicating the number of the race in which the greyhound is entered and its post position. This tag shall not be removed until the greyhound has been weighed out and blanketed.

4.476 - The paddock judge shall verify the identification card with the greyhound. A secondary verification of the identification card and the greyhound shall be made by a racing official.

4.478 - Before leaving the paddock for the starting box, every greyhound must be equipped with a regulation muzzle and blanket. The muzzles and blankets used shall be approved by the paddock judge and shall be carefully examined in the paddock before the greyhound leaves for the post.

4.480 - During the process of blanketing the greyhounds prior to leaving the paddock to go onto the racing strip for their assigned races, a racing official will check with the paddock judge for verification that the correct blankets are placed on the correct greyhounds.

4.482 - Unless approved by the Division, the groom shall be in possession of only one (1) greyhound at the time the paddock judge and the clerk of scales make their identification, and after the greyhound has been correctly identified the groom shall be handed the correct blanket for the greyhound in possession.

4.486 - Any medicine, antiseptic, fluid or matter containing a color causing the marring or discoloration of identification marks of a greyhound which could change the identity of the greyhound will not be used.

RACING SECRETARY

4.490 - The racing secretary shall discharge all duties whether expressed or required by these Rules, shall keep a complete record of all races, and shall receive all stakes, entrance money and pay over all monies so collected to officers or persons as may be entitled to receive the same.

4.492 - The racing secretary shall receive all entries and declarations.

4.494 - The racing secretary shall inspect all papers and documents dealing with trainers and owners, partnership agreements, appointment of authorized agents, adoption of assumed names and may demand production of the same in order to be satisfied as to their validity and authenticity and that these Rules in regard thereto have been complied with, which papers shall be available to the Board and Division at all times.

4.495 The Racing Secretary shall use his/her best efforts to ensure that each registration paper received carries a current vaccination certificate verified by a Division veterinarian, and if leased, a lease agreement approved by the Division.

4.496 - Conditions of races shall not conflict with these Rules.

4.497 - The Racing Secretary shall not remove a greyhound from active racing status for rest and/or an injury without using a Uniform Greyhound Injury and Take-off Report.

4.500 - The racing secretary shall each day, as soon as the entries have closed and have been compiled and the declarations have been made, post in a conspicuous place a list thereof. Any newspaper desiring the list shall also be furnished a copy.

4.502 - If the racing secretary should allow a greyhound to start in a race without its entrance money or stake having been paid, the racing secretary shall be liable for it.

4.504 - When there is more than one (1) racetrack operating in the State, greyhounds racing at one (1) racetrack shall not be allowed to enter, to race or school officially at another racetrack, while eligible for official racing, during the duration of the meet without the consent of the racing secretary.

STARTER

4.510 - The starter shall give orders and take all measures, including assurance that the muzzles and blankets fit properly before greyhounds enter the starting box, not in conflict with these Rules as are necessary to secure a fair start.

4.512 - The greyhounds shall be started from a type of starting box approved by the Commission and there shall be no start until, and no recall after the doors of the starting box have opened.

4.514 - The starter shall report causes of delay, if any should occur, to the judges.

4.516 - A false start, due to any faulty action of the starting box, break in the machinery or other cause, is void. However, the judges, after consulting with the Division veterinarian, may allow the greyhounds to be started again as soon as practical, or the race may be canceled at the discretion of the judges.

4.518 - All boxes to be used during a performance shall be tested prior to the first race of the performance.

4.520 – The starter at all racetracks in the state of Colorado may hand trip the starting boxes for each race run during any given performance during the course of any particular meet.

DIVISION VETERINARIAN

[See Chapter 5 – Veterinary Practices – Division Veterinarian]

PROPOSED DELETION

~~400'S & 500'S — OTHER OFFICIALS (GREYHOUND)~~

~~CHART WRITER~~

~~4.400 — THE CHART WRITER SHALL PROVIDE AN ACCURATE ACCOUNTING OF EACH GREYHOUND'S PERFORMANCE IN A RACE TO BE USED IN THE PROGRAM. THE ACCOUNTING SHALL INCLUDE THE CALL OF THE RACE, THE RUNNING TIME OF EACH GREYHOUND AND AN ACCURATELY WORDED COMMENT DESCRIBING THE GREYHOUND'S PERFORMANCE. THE NAMES OF THE GREYHOUNDS SHALL APPEAR IN THE ORDER OF THEIR POST POSITIONS, THE POST POSITIONS TO BE DESIGNATED BY NUMERALS PLACED AT THE LEFT AND IN LINE WITH THE NAMES OF THE GREYHOUNDS IN EACH RACE. THESE NUMERALS SHALL ALSO BE PROMINENTLY DISPLAYED ON EACH GREYHOUND.~~

~~CLERK OF SCALES~~

~~4.410 — THE CLERK OF SCALES SHALL WEIGH EACH GREYHOUND IN AND OUT ON A SCALE SEALED BY THE DULY AUTHORIZED SEALER OF WEIGHTS AND MEASURERS.~~

~~4.412 — THE CLERK OF SCALES SHALL IMMEDIATELY RECORD THE CALLED WEIGHT. ANY OVERWEIGHT UNDERWEIGHT, LIMIT HEAVY, LIMIT LIGHT OR VARIATION IN THE TWO (2) POUND RULE SHALL IMMEDIATELY BE BROUGHT TO THE ATTENTION OF THE JUDGES OR THE DIVISION REPRESENTATIVE.~~

~~4.414—THE CLERK OF SCALES SHALL MAKE AVAILABLE TO THE JUDGES A COPY OF THE WEIGHT SHEET BEFORE EACH DAY'S PERFORMANCE. A DIVISION REPRESENTATIVE SHALL OBSERVE THE WEIGHING IN OF ALL GREYHOUNDS.~~

~~4.416—THE CLERK OF SCALES SHALL PROMPTLY REPORT TO THE JUDGES ANY INFRACTION OF THESE RULES AS TO WEIGHT OR WEIGHING.~~

~~KENNEL MASTER~~

~~4.420—THE KENNEL MASTER SHALL UNLOCK THE KENNELS IMMEDIATELY BEFORE WEIGH IN TIME TO SEE THAT THE KENNELS ARE IN PERFECT REPAIR AND THAT NOTHING HAS BEEN DEPOSITED IN ANY OF THE KENNELS FOR THE GREYHOUND'S CONSUMPTION AND SHALL BE SURE THAT THE KENNELS ARE SPRAYED,~~

~~DISINFECTED AND KEPT IN PROPER SANITARY CONDITION. THE KENNEL MASTER OR ANY ASSISTANT MUST RECEIVE THE GREYHOUNDS FROM THE TRAINERS, ONE AT A TIME, AND SEE THAT THE GREYHOUNDS ARE PLACED IN THEIR KENNEL. THE KENNEL MASTER WILL BE RESPONSIBLE FROM THAT TIME UNTIL THE GREYHOUNDS ARE REMOVED FOR THE LAST RACE, ALL UNDER THE SUPERVISION OF THE PADDOCK JUDGE.~~

~~4.422—AFTER THE GREYHOUNDS ARE PLACED IN THE LOCK-OUT KENNELS NO PERSON OTHER THAN THE KENNEL MASTER, RACING OFFICIALS, PERSON(S) APPROVED BY THE COMMISSION OR DIVISION OR DESIGNATED REPRESENTATIVES OF THE COMMISSION OR DIVISION SHALL BE ALLOWED IN OR NEAR THE LOCK-OUT KENNELS.~~

~~4.424—THE KENNEL MASTER SHALL BE PRESENT WHILE THE LEAD-OUTS ARE PLACING GREYHOUNDS IN AND REMOVING GREYHOUNDS FROM THE LOCK-OUT KENNEL.~~

~~LEAD-OUT~~

~~4.430—OWNERS, TRAINERS OR ATTENDANTS WILL NOT BE ALLOWED TO LEAD THEIR GREYHOUNDS FROM THE PADDOCK TO THE STARTING BOX, EXCEPT IN UNOFFICIAL SCHOOLING RACES. THE GREYHOUNDS SHALL BE WALKED FROM THE PADDOCK TO THE STARTING BOX BY LEAD-OUTS PROVIDED BY EACH ASSOCIATION FOR THAT PURPOSE. FOR PRE-RACE INSPECTIONS AND SAMPLE COLLECTION AND ALL PURSE RACES, LEAD-OUTS WILL NOT BE ALLOWED TO LEAD MORE THAN ONE (1) GREYHOUND IN THE PADDOCK AREA OR TO THE STARTING BOX UNLESS APPROVED BY THE DIVISION.~~

~~4.432—LEAD-OUTS WILL BE REQUIRED TO PRESENT A NEAT APPEARANCE AND CONDUCT THEMSELVES IN AN ORDERLY MANNER AND MUST BE ATTIRED IN CLEAN UNIFORMS PROVIDED BY THE ASSOCIATION.~~

~~4.434—THE LEAD-OUTS MUST CAREFULLY PLACE THE GREYHOUND IN ITS PROPER POSITION IN THE STARTING BOX BEFORE THE RACE AND THEN RETIRE TO AN ASSIGNED PLACE.~~

~~4.436 LEAD OUTS WILL NOT BE PERMITTED TO HAVE ANY INTEREST IN THE GREYHOUNDS RACING FOR THE ASSOCIATION.~~

~~4.438 LEAD OUTS SHALL BE ASSIGNED A POST POSITION BY LOT AND A RECORD THEREOF SHALL BE MAINTAINED BY THE PADDOCK JUDGE.~~

~~4.440 LEAD OUTS ARE PROHIBITED FROM HOLDING ANY CONVERSATION WITH THE PUBLIC, EITHER IN THE PADDOCK, ENROUTE TO THE STARTING BOX, OR WHILE RETURNING TO THE PADDOCK.~~

~~4.442 SMOKING IN RESTRICTED AREAS OF THE PADDOCK IS PROHIBITED.~~

~~4.444 LEAD OUTS ARE PROHIBITED FROM WAGERING ON THE RESULT OF ANY GREYHOUND RACING AT THE RACETRACK WHERE THEY ARE ASSIGNED WHILE ON DUTY AND/OR IN UNIFORM OR ON ANY RACE THEY WILL BE WORKING.~~

~~4.446 ONLY AUTHORIZED LEAD OUTS EMPLOYED BY THE RACING ASSOCIATION SHALL TAKE GREYHOUNDS TO THE STARTING BOX DURING OFFICIAL SCHOOLING RACES.~~

~~4.448 LEAD OUTS MUST BE PHYSICALLY ABLE TO PERFORM ALL THE DUTIES REQUIRED OF A LEAD OUT.~~

~~4.450 GREYHOUNDS SHALL BE WALKED TO THE STARTING BOX FOR EACH RACE. FOR SCHOOLING RACES NO MORE THAN TWO (2) GREYHOUNDS PER LEADOUT SHALL BE ALLOWED UNLESS APPROVED BY THE BOARD OF JUDGES.~~

~~4.452 LEAD OUTS MUST BE TRAINED IN THE PROPER HANDLING OF GREYHOUNDS PRIOR TO HANDLING ANY GREYHOUND.~~

~~LURE OPERATOR~~

~~4.460 THE LURE OPERATOR SHALL BE FURNISHED A ROOM AS FREE AS POSSIBLE OF ANY DISTURBANCE THAT COULD POSSIBLY DISTRACT HIS COMPLETE ATTENTION ON THE OPERATION OF THE LURE.~~

~~4.462 THE LURE OPERATOR MUST AT ALL TIMES RUN A CONSISTENT LURE AND REPORT IMMEDIATELY TO THE JUDGES IF ANY PROBLEM SHOULD OCCUR WHICH WOULD PREVENT THE RUNNING OF A CONSISTENT LURE.~~

~~4.464 THE LURE OPERATOR MUST RUN THE LURE COMPLETELY AROUND THE RACING STRIP AT LEAST TWO (2) TIMES PRIOR TO THE FIRST POST TIME TO DETERMINE THAT THE LURE IS IN PERFECT WORKING CONDITION.~~

~~4.466 THE LURE MUST BE TESTED UPON CORRECTING ANY MALFUNCTION INVOLVING THE LURE OR STARTING BOX PRIOR TO RESUMING THE PROGRAM.~~

~~PADDOCK JUDGE AND IDENTIFIER~~

~~4.470—A GREYHOUND SHALL NOT BE PERMITTED TO START IN A SCHOOLING OR PURSE RACE THAT HAS NOT BEEN FULLY IDENTIFIED, PROPERLY EAR TATTOOED, AND CHECKED AGAINST THE CARD INDEX SYSTEM OF IDENTIFICATION MAINTAINED BY EACH ASSOCIATION. THE IDENTIFICATION CARDS SHALL BE FILLED IN AND COMPLETED BY THE PADDOCK JUDGE BEFORE GREYHOUNDS ARE ENTERED FOR SCHOOLING OR FOR A PURSE RACE.~~

~~4.472—THE PADDOCK JUDGE SHALL FULLY IDENTIFY AND CHECK AGAINST THE CARD INDEX SYSTEM OF IDENTIFICATION MAINTAINED BY THE ASSOCIATION ALL GREYHOUNDS STARTING IN SCHOOLING AND PURSE RACES. ANY GREYHOUND'S IDENTIFICATION WHICH DOES NOT CONFORM TO THE CARD INDEX IDENTIFICATION SHALL BE REPORTED TO THE JUDGES.~~

~~4.474—AS EACH GREYHOUND IS WEIGHED IN THERE SHALL BE AN IDENTIFICATION TAG ATTACHED TO ITS COLLAR INDICATING THE NUMBER OF THE RACE IN WHICH THE GREYHOUND IS ENTERED AND ITS POST POSITION. THIS TAG SHALL NOT BE REMOVED UNTIL THE GREYHOUND HAS BEEN WEIGHED OUT AND BLANKETED.~~

~~4.476—THE PADDOCK JUDGE SHALL VERIFY THE IDENTIFICATION CARD WITH THE GREYHOUND. A SECONDARY VERIFICATION OF THE IDENTIFICATION CARD AND THE GREYHOUND SHALL BE MADE BY A RACING OFFICIAL.~~

~~4.478—BEFORE LEAVING THE PADDOCK FOR THE STARTING BOX, EVERY GREYHOUND MUST BE EQUIPPED WITH A REGULATION MUZZLE AND BLANKET. THE MUZZLES AND BLANKETS USED SHALL BE APPROVED BY THE PADDOCK JUDGE AND SHALL BE CAREFULLY EXAMINED IN THE PADDOCK BEFORE THE GREYHOUND LEAVES FOR THE POST.~~

~~4.480—DURING THE PROCESS OF BLANKETING THE GREYHOUNDS PRIOR TO LEAVING THE PADDOCK TO GO ONTO THE RACING STRIP FOR THEIR ASSIGNED RACES, A RACING OFFICIAL WILL CHECK WITH THE PADDOCK JUDGE FOR VERIFICATION THAT THE CORRECT BLANKETS ARE PLACED ON THE CORRECT GREYHOUNDS.~~

~~4.482—UNLESS APPROVED BY THE DIVISION, THE GROOM SHALL BE IN POSSESSION OF ONLY ONE (1) GREYHOUND AT THE TIME THE PADDOCK JUDGE AND THE CLERK OF SCALES MAKE THEIR IDENTIFICATION, AND AFTER THE GREYHOUND HAS BEEN CORRECTLY IDENTIFIED THE GROOM SHALL BE HANDED THE CORRECT BLANKET FOR THE GREYHOUND IN POSSESSION.~~

~~4.486—ANY MEDICINE, ANTISEPTIC, FLUID OR MATTER CONTAINING A COLOR CAUSING THE MARRING OR DISCOLORATION OF IDENTIFICATION MARKS OF A GREYHOUND WHICH COULD CHANGE THE IDENTITY OF THE GREYHOUND WILL NOT BE USED.~~

~~RACING SECRETARY~~

~~4.490—THE RACING SECRETARY SHALL DISCHARGE ALL DUTIES WHETHER EXPRESSED OR REQUIRED BY THESE RULES, SHALL KEEP A COMPLETE RECORD OF ALL RACES, AND~~

~~SHALL RECEIVE ALL STAKES, ENTRANCE MONEY AND PAY OVER ALL MONIES SO COLLECTED TO OFFICERS OR PERSONS AS MAY BE ENTITLED TO RECEIVE THE SAME.~~

~~4.492 THE RACING SECRETARY SHALL RECEIVE ALL ENTRIES AND DECLARATIONS.~~

~~4.494 THE RACING SECRETARY SHALL INSPECT ALL PAPERS AND DOCUMENTS DEALING WITH TRAINERS AND OWNERS, PARTNERSHIP AGREEMENTS, APPOINTMENT OF AUTHORIZED AGENTS, ADOPTION OF ASSUMED NAMES AND MAY DEMAND PRODUCTION OF THE SAME IN ORDER TO BE SATISFIED AS TO THEIR VALIDITY AND AUTHENTICITY AND THAT THESE RULES IN REGARD THERETO HAVE BEEN COMPLIED WITH, WHICH PAPERS SHALL BE AVAILABLE TO THE BOARD AND DIVISION AT ALL TIMES.~~

~~4.495 THE RACING SECRETARY SHALL USE HIS/HER BEST EFFORTS TO ENSURE THAT EACH REGISTRATION PAPER RECEIVED CARRIES A CURRENT VACCINATION CERTIFICATE VERIFIED BY A DIVISION VETERINARIAN, AND IF LEASED, A LEASE AGREEMENT APPROVED BY THE DIVISION.~~

~~4.496 CONDITIONS OF RACES SHALL NOT CONFLICT WITH THESE RULES.~~

~~4.497 THE RACING SECRETARY SHALL NOT REMOVE A GREYHOUND FROM ACTIVE RACING STATUS FOR REST AND/OR AN INJURY WITHOUT USING A UNIFORM GREYHOUND INJURY AND TAKE OFF REPORT.~~

~~4.500 THE RACING SECRETARY SHALL EACH DAY, AS SOON AS THE ENTRIES HAVE CLOSED AND HAVE BEEN COMPILED AND THE DECLARATIONS HAVE BEEN MADE, POST IN A CONSPICUOUS PLACE A LIST THEREOF. ANY NEWSPAPER DESIRING THE LIST SHALL ALSO BE FURNISHED A COPY.~~

~~4.502 IF THE RACING SECRETARY SHOULD ALLOW A GREYHOUND TO START IN A RACE WITHOUT ITS ENTRANCE MONEY OR STAKE HAVING BEEN PAID, THE RACING SECRETARY SHALL BE LIABLE FOR IT.~~

~~4.504 WHEN THERE IS MORE THAN ONE (1) RACETRACK OPERATING IN THE STATE, GREYHOUNDS RACING AT ONE (1) RACETRACK SHALL NOT BE ALLOWED TO ENTER, TO RACE OR SCHOOL OFFICIALLY AT ANOTHER RACETRACK, WHILE ELIGIBLE FOR OFFICIAL RACING, DURING THE DURATION OF THE MEET WITHOUT THE CONSENT OF THE RACING SECRETARY.~~

~~STARTER~~

~~4.510 THE STARTER SHALL GIVE ORDERS AND TAKE ALL MEASURES, INCLUDING ASSURANCE THAT THE MUZZLES AND BLANKETS FIT PROPERLY BEFORE GREYHOUNDS ENTER THE STARTING BOX, NOT IN CONFLICT WITH THESE RULES AS ARE NECESSARY TO SECURE A FAIR START.~~

~~4.512—THE GREYHOUNDS SHALL BE STARTED FROM A TYPE OF STARTING BOX APPROVED BY THE COMMISSION AND THERE SHALL BE NO START UNTIL, AND NO RECALL AFTER THE DOORS OF THE STARTING BOX HAVE OPENED.~~

~~4.514—THE STARTER SHALL REPORT CAUSES OF DELAY, IF ANY SHOULD OCCUR, TO THE JUDGES.~~

~~4.516—A FALSE START, DUE TO ANY FAULTY ACTION OF THE STARTING BOX, BREAK IN THE MACHINERY OR OTHER CAUSE, IS VOID. HOWEVER, THE JUDGES, AFTER CONSULTING WITH THE DIVISION VETERINARIAN, MAY ALLOW THE GREYHOUNDS TO BE STARTED AGAIN AS SOON AS PRACTICAL, OR THE RACE MAY BE CANCELED AT THE DISCRETION OF THE JUDGES.~~

~~4.518—ALL BOXES TO BE USED DURING A PERFORMANCE SHALL BE TESTED PRIOR TO THE FIRST RACE OF THE PERFORMANCE.~~

~~4.520—THE STARTER AT ALL RACETRACKS IN THE STATE OF COLORADO MAY HAND TRIP THE STARTING BOXES FOR EACH RACE RUN DURING ANY GIVEN PERFORMANCE DURING THE COURSE OF ANY PARTICULAR MEET.~~

~~DIVISION VETERINARIAN~~

~~[SEE CHAPTER 5—VETERINARY PRACTICES—DIVISION VETERINARIAN]~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #4.495

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-501

Basis and Purpose:

This amendment takes the Division of Racing Events approval out of a private contractual sale between two parties. The Division should not be a party to this lease agreement.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

CRCR Rule 4.495

The Racing Secretary shall use his/her best efforts to ensure that each registration paper received carries a current vaccination certificate verified by a Division veterinarian, and if leased, a lease agreement approved by the Division.

PROPOSED AMENDMENT

CRC Rule 4.495

The Racing Secretary shall use his/her best efforts to ensure that each registration paper received carries a current vaccination certificate verified by a Division veterinarian, and if leased, a lease agreement ~~APPROVED BY THE DIVISION~~.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.202

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To delete an obsolete rule.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.202 - The Division veterinarian shall publish guidelines concerning the use of medication to assist the horsemen and greyhoundmen in preventing medication violations; however, the guidelines shall not supersede any of the privileges or requirements of these Rules.

PROPOSED DELETION

~~**5.202**—THE DIVISION VETERINARIAN SHALL PUBLISH GUIDELINES CONCERNING THE USE OF MEDICATION TO ASSIST THE HORSEMEN AND GREYHOUNDMEN IN PREVENTING MEDICATION VIOLATIONS; HOWEVER, THE GUIDELINES SHALL NOT SUPERSEDE ANY OF THE PRIVILEGES OR REQUIREMENTS OF THESE RULES.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.204

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.204 - The Division veterinarian shall cooperate with other State and Federal Agency veterinarians to insure compliance at the horse or greyhound racetrack with health certificate and vaccination requirements.

PROPOSED AMENDMENT

5.204 - The Division veterinarian shall cooperate with other State and Federal Agency veterinarians to insure compliance at the horse ~~OR GREYHOUND~~ racetrack with health certificate and vaccination requirements.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.206

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.206 - When a live horse or greyhound race meet is in progress, the Division veterinarian may post in a conspicuous place rules guaranteeing approved, systematic and effective insect control against flies, mosquitoes, ticks, fleas and other insects.

PROPOSED RULE

5.206 - When a live horse ~~OR GREYHOUND~~ race meet is in progress, the Division veterinarian may post in a conspicuous place rules guaranteeing approved, systematic and effective insect control against flies, mosquitoes, ticks, fleas and other insects.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.210

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.210 - Paddocks, starting gates, starting boxes and other facilities and equipment at a horse or greyhound racetrack which are subject to contact by different animals must be kept in a clean condition and free of dangerous surfaces by the association.

PROPOSED AMENDMENT

5.210 - Paddocks, starting gates, ~~STARTING BOXES~~ and other facilities and equipment at a horse ~~OR GREYHOUND~~ racetrack which ~~ARE IS~~ subject to contact by ~~DIFFERENT~~ animals must be kept in a clean condition and free of dangerous surfaces by the association.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.212

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.212 - Sanitary equipment at a horse or greyhound racetrack must be used for collecting samples.

PROPOSED AMENDMENT

5.212 - Sanitary equipment at a horse ~~OR GREYHOUND~~ racetrack must be used for collecting samples.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.215

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.215 - The Division veterinarian shall have the authority to place any greyhound which was scratched for sickness, injury or shows a pattern of performing poorly on the veterinarian's schooling list. The greyhound will remain on the list for a minimum of six (6) days or until released by a Division veterinarian. The list will be maintained for the association racing secretary and the board of judges indicating the date that the greyhound was placed on the list and the date that the greyhound was removed from the list. Greyhounds placed on the veterinarian's list shall not be eligible for entry to a schooling race until released by a Division veterinarian.

PROPOSED DELETION

~~5.215—THE DIVISION VETERINARIAN SHALL HAVE THE AUTHORITY TO PLACE ANY GREYHOUND WHICH WAS SCRATCHED FOR SICKNESS, INJURY OR SHOWS A PATTERN OF PERFORMING POORLY ON THE VETERINARIAN'S SCHOOLING LIST. THE GREYHOUND WILL REMAIN ON THE LIST FOR A MINIMUM OF SIX (6) DAYS OR UNTIL RELEASED BY A DIVISION VETERINARIAN. THE LIST WILL BE MAINTAINED FOR THE ASSOCIATION RACING SECRETARY AND THE BOARD OF JUDGES INDICATING THE DATE THAT THE GREYHOUND WAS PLACED ON THE LIST AND THE DATE THAT THE GREYHOUND WAS REMOVED FROM THE LIST. GREYHOUNDS PLACED ON THE VETERINARIAN'S LIST SHALL NOT BE ELIGIBLE FOR ENTRY TO A SCHOOLING RACE UNTIL RELEASED BY A DIVISION VETERINARIAN.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.240

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.240 - An animal that dies or has been euthanized shall not be removed from the track premises without the permission of the veterinarian representing the Division of Racing Events. The veterinarian representing the Division of Racing Events must be notified by the practicing veterinarian in a timely manner. In the event a practicing veterinarian is not in attendance, the trainer or his/her authorized representative shall report the death of the animal to the veterinarian representing the Division of Racing Events within twenty-four (24) hours of the death of the animal. In the case of a greyhound, should the veterinarian representing the Division of Racing Events not be available, the greyhound may be removed to a private veterinarian's office and shall remain there until such notification is made.

PROPOSED AMENDMENT

5.240 - An animal that dies or has been euthanized shall not be removed from the track premises without the permission of the veterinarian representing the Division of Racing Events. The veterinarian representing the Division of Racing Events must be notified by the practicing veterinarian in a timely manner. In the event a practicing veterinarian is not in attendance, the trainer or his/her authorized representative shall report the death of the animal to the veterinarian representing the Division of Racing Events within twenty-four (24) hours of the death of the animal. ~~IN THE CASE OF A GREYHOUND, SHOULD THE VETERINARIAN REPRESENTING THE DIVISION OF RACING EVENTS NOT BE AVAILABLE, THE GREYHOUND MAY BE REMOVED TO A PRIVATE VETERINARIAN'S OFFICE AND SHALL REMAIN THERE UNTIL SUCH NOTIFICATION IS MADE.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.244(2)

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To amend the time when the horse must be on the grounds prior to post time, to adhere to new Division Policy adopted in the 2014 Racing season.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.244 2: Any horse entered for racing must be present on the grounds at least five (5) hours prior to the scheduled post time of the first race in which the horse is entered on any given calendar day.

PROPOSED AMENDMENT

5.244 2: Any horse entered for racing must be present on the grounds at least **FORTY EIGHT(48)** hours prior to the scheduled post time of the first race in which the horse is entered on any given calendar day.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.248

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To enhance increased penalties for finding a syringe or tube on the race track association grounds.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.248 – No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the Commission may administer a prescription or controlled medication, drug, chemical or other substance (including any medication, drug, chemical or other substance by injection) to a horse at any location under the jurisdiction of the Commission.

PROPOSED AMENDMENT

5.248 – No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the Commission may administer a prescription or controlled medication, drug, chemical or other substance (including any medication, drug, chemical or other substance by injection, **OR ANOTHER METHOD**) to a horse at any location under the jurisdiction of the Commission. **NON –VETERINARIANS FOUND IN POSSESSION OR CONTROL OF ANY SYRINGE, TUBING, OR OTHER APPARATUS THAT MAY BE USED TO DELIVER UNAUTHORIZED TREATMENT TO A HORSE MAY BE SUBJECT TO SUMMARY SUSPENSION AND OTHER ADMINISTRATIVE ACTION.**

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.252

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(2)(a)

Basis and Purpose:

To add enforcement measures and fine practicing Veterinarians for having contact with horses 24 hours prior to post time.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.252 - Prevention of exercise induced pulmonary hemorrhage (EIPH) by the administration of furosemide, and the use of NSAIDS as stated in Rule # 5.312, shall be the only authorized treatments of a horse within the twenty-four (24) hours prior to the scheduled post time of the first race in which the horse is entered on any given calendar day.

PROPOSED AMENDMENT

5.252 – ~~THE TIMEFRAME WHEN AUTHORIZED MEDICATION TREATMENTS FOR A HORSE SHALL BE GIVEN ARE AS FOLLOWS:~~ (1) Prevention of exercise induced pulmonary hemorrhage (EIPH) by the administration of furosemide **NO LESS THAN 4 HOURS PRIOR TO POST TIME IN THE RACE THEY ARE ENTERED**, and (2) ~~The use of NSAIDS as stated in Rule # 5.312, SHALL BE THE ONLY AUTHORIZED TREATMENTS OF A HORSE WITHIN THE~~ use of NSAIDS as stated in Rule # 5.312, shall be the only authorized treatments of a horse within the twenty-four (24) hours prior to the scheduled post time of the first race in which the horse is entered on any given calendar day.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.300

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

Colorado is a member jurisdiction to the Association of Racing Commissioners International (ARCI), and as such, follows their model rules. These modifications include specific ARCI amendments regarding antihistamines and certain blocking agents.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.300 – (*Modified Effective date May 15, 2013*) The following outline describes the types of substances placed in each category. This list shall be publicly posted in the offices of the Division veterinarian and the racing secretary.

1: Class 1

Opiates, opium derivatives, synthetic opioids, psychoactive drugs, amphetamines and U.S. Drug Enforcement Agency (DEA) scheduled I and II drugs. Also found in this Class are drugs which are potent stimulants of the nervous system. Drugs in this Class have no generally accepted medical use in the racehorse and their pharmacological potential for altering the performance of a race is very high.

2: Class 2

Drugs in this category have a high potential for affecting the outcome of a race. Most are not generally accepted as therapeutic agents in the racehorse. Many are products intended to alter consciousness or the psychic state of humans, and have no approved or indicated use in the horse.

Some, such as injectable local anesthetics, have legitimate use in equine medicine, but should not be found in a racehorse. The following groups of drugs are in

this class:

(A) Opiate partial agonists, or agonist-antagonists;

(B) Non-opiate psychotropic drugs, which may have stimulant, depressant, analgesic or neuroleptic effects;

(C) Miscellaneous drugs which might have a stimulant effect on the central nervous system (CNS);

(D) Drugs with prominent CNS depressant action;

(E) Antidepressant and antipsychotic drugs, with or without prominent CNS stimulatory or depressant effects;

(F) Muscle blocking drugs which have a direct neuromuscular blocking action;

(G) Local anesthetics which have a reasonable potential for use as nerve blocking agents (except Procaine); and

(H) Snake venoms and other biologic substances, which may be used as nerve blocking agents.

3: Class 3

Drugs in this Class may or may not have an accepted therapeutic use in the horse. Many are drugs that affect the cardiovascular, pulmonary and autonomic nervous systems. They all have the potential of affecting the performance of a racehorse. The following groups of drugs are in this Class:

(A) Drugs affecting the autonomic nervous system which do not have prominent CNS effects, but which do have prominent cardiovascular or respiratory system effects (Bronchodilators are included in this Class);

(B) A local anesthetic which has nerve blocking potential but also has a high potential for producing urine residue levels from a method of use not related to the anesthetic effect of the drug (Procaine);

(C) Miscellaneous drugs with mild sedative action, such as the sleep inducing antihistamines;

(D) Primary vasodilating/hypotensive agents;

(E) Potent diuretics affecting renal function and body fluid composition; and

(F) Anabolic and/or androgenic steroids.

4: Class 4

This category is comprised primarily of therapeutic medications routinely used in racehorses. These may influence performance, but generally have a more limited ability to do so. Groups of drugs assigned to this category include the following:

(A) Non-opiate drugs which have a mild central analgesic effect;

(B) Drugs affecting the autonomic nervous system which do not have prominent CNS, cardiovascular or respiratory effects;

(I) Drugs used solely as topical vasoconstrictors or decongestants

(II) Drugs used as gastrointestinal antispasmodics

(III) Drugs used to void the urinary bladder

(IV) Drugs with a major effect on CNS vasculature or smooth muscle of visceral organs.

(V) Antihistamines which do not have a significant CNS depressant

effect (This does not include H1 blocking agents, which are listed in Class 5);

(C) Mineralocorticoid drugs;

(D) Skeletal muscle relaxants;

(E) Anti-inflammatory drugs—Those that may reduce pain as a consequence of their anti-inflammatory actions, which include:

(I) Non-steroidal anti-inflammatory drugs (NSAIDS);

(II) Corticosteroids (Glucocorticoids); and

(III) Miscellaneous anti-inflammatory agents.

(F) Less potent diuretics;

(A) Cardiac glycosides and antiarrhythmics including:

(I) Cardiac glycosides;

(II) Antiarrhythmic agents (exclusive of Lidocaine, Bretylium

(III) Miscellaneous cardiotonic drugs.

(B) Topical anesthetics—Agents not available in injectable formulations;

(C) Antidiarrheal agents; and

(D) Miscellaneous drugs including:

(I) Expectorants with little or no other pharmacologic action;

(II) Stomachics; and

(III) Mucolytic agents.

5: Class 5

Drugs in this category are therapeutic medications for which concentration limits have been established as well as certain miscellaneous agents. Included specifically are agents which have very localized action only, such as anti-ulcer drugs and certain antiallergenic drugs. The anticoagulant drugs are also included.

PROPOSED AMENDMENT

5.300 – (*Modified Effective date May 15, 2013*) The following outline describes the types of substances placed in each category. This list shall be publicly posted in the offices of the Division veterinarian and the racing secretary.

1: Class 1

Opiates, opium derivatives, synthetic opioids, psychoactive drugs, amphetamines ~~AND U.S. ALL UNITED STATES~~ Drug Enforcement Agency (DEA) ~~s~~Schedule ~~D~~ I ~~DRUGS~~ and ~~MANY SCHEDULE II~~ drugs. Also found in this Class are drugs ~~WHICH THAT~~ are potent stimulants of the ~~CENTRAL~~ nervous system. Drugs in this Class have no generally accepted medical use in the ~~RACEHORSE RACING HORSE~~ and their pharmacologic ~~AL~~ potential for altering the performance of a ~~RACE RACING HORSE~~ is very high.

2: Class 2

Drugs ~~PLACED~~ in this category have a high potential for affecting the outcome of a race. Most are not generally accepted as therapeutic agents in the ~~RACEHORSE RACING HORSE~~. Many are products intended to alter consciousness or the psychic state of humans, and have no approved or indicated use in the horse. Some, such as injectable local anesthetics, have legitimate use in equine medicine, but should not be found in a ~~RACEHORSE RACING HORSE~~. The following groups of drugs are in this class:

(A) Opiate partial agonists, or agonist-antagonists;

(B) Non-opiate psychotropic drugs, ~~WHICH . THESE DRUGS~~ may have stimulant, depressant, analgesic or neuroleptic effects;

(C) Miscellaneous drugs ~~WHICH THAT~~ might have a stimulant effect on the central nervous system (CNS);

(D) Drugs with prominent CNS depressant action;

(E) Antidepressant and antipsychotic drugs, with or without prominent CNS stimulatory or depressant effects;

(F) Muscle blocking drugs which have a direct neuromuscular blocking action;

(G) Local anesthetics ~~WHICH THAT~~ have a reasonable potential for use as nerve blocking agents (except Procaine); and

(H) Snake venoms and other biologic substances, which may be used as nerve blocking agents.

3: Class 3

Drugs **PLACED** in this Class may or may not have an accepted therapeutic use in the horse. Many are drugs that affect the cardiovascular, pulmonary and autonomic nervous systems. They all have the potential of affecting the performance of a **RACEHORSE RACING HORSE**. The following groups of drugs are in this Class:

(A) Drugs affecting the autonomic nervous system ~~WHICH THAT~~ do not have prominent CNS effects, but which do have prominent cardiovascular or respiratory system effects (Bronchodilators are included in this Class);

(B) A local anesthetic ~~WHICH THAT~~ has nerve blocking potential but also has a high potential for producing urine residue levels from a method of use not related to the anesthetic effect of the drug (Procaine);

(C) Miscellaneous drugs with mild sedative action, such as the sleep inducing antihistamines;

(D) Primary vasodilating/hypotensive agents;

(E) Potent diuretics affecting renal function and body fluid composition; and

(F) Anabolic and/or androgenic steroids.

4: Class 4

This category ~~IS ARE~~ comprised primarily of therapeutic medications routinely used in ~~RACEHORSE RACING HORSE~~. These may influence performance, but generally have a more limited ability to do so. Groups of drugs assigned to this category include the following:

- (A) Non-opiate drugs ~~WHICH THAT~~ have a mild central analgesic effect;
- (B) Drugs affecting the autonomic nervous system ~~WHICH THAT~~ do not have prominent CNS, cardiovascular or respiratory effects;
 - (I) Drugs used solely as topical vasoconstrictors or decongestants
 - (II) Drugs used as gastrointestinal antispasmodics
 - (III) Drugs used to void the urinary bladder
 - (IV) Drugs with a major effect on CNS vasculature or smooth muscle of visceral organs.
 - (V) Antihistamines which do not have a significant CNS depressant effect (This does not include H1 blocking agents, which are listed in Class 5);
- ~~(C)~~ **ANTIHISTAMINES THAT DO NOT HAVE A SIGNIFICANT CNS DEPRESSANT EFFECT. THIS DOES NOT INCLUDE H2 BLOCKING AGENTS, WHICH ARE IN CLASS 5.**
- ~~(D)~~ Mineralocorticoid drugs;
- ~~(E)~~ Skeletal muscle relaxants;
- ~~(F)~~ Anti-inflammatory drugs—~~THOSE THAT THESE DRUGS~~ may reduce pain as a consequence of their anti-inflammatory actions, ~~WHICH INCLUDE:~~ .
 - (I) Non-steroidal anti-inflammatory drugs (NSAIDS);
 - (II) Corticosteroids (Glucocorticoids); and
 - (III) Miscellaneous anti-inflammatory agents.
- (G) Less potent diuretics;
- (H) Cardiac glycosides and antiarrhythmic ~~S~~ **AGENTS** including:

(I) Cardiac glycosides;

(II) Antiarrhythmic agents (exclusive of Lidocaine, Bretylium and PropRanolol); and

(III) Miscellaneous cardiotoxic drugs.

(I) Topical anesthetics—Agents not available in injectable formulations;

(J) Antidiarrheal ~~AGENTS; AND DRUGS;~~

(K) Miscellaneous drugs including:

(I) Expectorants with little or no other pharmacologic action;

(II) Stomachics; and

(III) Mucolytic agents.

5: Class 5

Drugs in this category are therapeutic medications for which concentration limits have been established **BY THE RACING JURISDICTION** as well as certain miscellaneous agents. Included specifically are agents ~~WHICH THAT~~ have very localized actions only, such as anti-ulcer drugs and certain antiallergenic drugs. The anticoagulant drugs are also included.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule – Definition NSAID Stacking

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To add a definition regarding NSAID Stacking to the Definitions Section. To propose new rule to combat the stacking of NSAID medications as proposed by the ARCI.

Fiscal Impact:

This revision has no fiscal impact.

PROPOSED DEFINITION – NSAID STACKING

NSAID STACKING IS DEEMED TO OCCUR WHEN A POST-RACE SAMPLE IS FOUND TO CONTAIN THE PRESENCE OF MULTIPLE NON-STEROIDAL ANTI-INFLAMMATORY DRUGS IN VIOLATION OF THE RESTRICTIONS NOTED CRCR 5.312.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

CRCR 5.308

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To correct a typographical error – requiring capitalization.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.308 - *(Modified Effective date May 15, 2013)* The following are considered prohibited practices:

(4) - *(Modified Effective date May 15, 2014)* - The use of extracorporeal shock wave therapy or radial pulse wave therapy shall not be permitted.

(A) Any person participating in the use of extracorporeal shock wave therapy and/or the possession of extracorporeal shock wave therapy machines in violation of this rule shall be considered to have committed a prohibited practice and is subject to disciplinary action.

(B) Extracorporeal shock wave therapy is considered a prohibited practice, and thus shall be a “class a penalty” violation as referred to on the penalty category chart under CRCR 5.441.

PROPOSED AMENDMENT

5.308 - *(Modified Effective date May 15, 2013)* The following are considered prohibited practices:

(4) - *(Modified Effective date May 15, 2014)* - The use of extracorporeal shock wave therapy or radial pulse wave therapy shall not be permitted.

(A) Any person participating in the use of extracorporeal shock wave therapy and/or the possession of extracorporeal shock wave therapy machines in violation of this rule shall be considered to have committed a prohibited practice and is subject to disciplinary action.

(B) Extracorporeal shock wave therapy is considered a prohibited practice, and thus shall be a “class ~~a~~ **A** penalty” violation as referred to on the penalty category chart under CRCR 5.441.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.312

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-202(3)(c), C.R.S.; Section 12-60-501(2)(a), C.R.S.

Basis and Purpose:

Colorado is a member jurisdiction to the Association of Racing Commissioners International (ARCI), and as such, follows their model rules. The proposed amendment removes duplication and potential ambiguity regarding applicable penalties for use of NSAIDs. To replace the emergency Rule that expired on September 10, 2014. The change of level for Phenylbutazone from 5 micrograms to 2 micrograms goes along with industry standard pursuant to the ARCI model Rule, and to elaborate on ARCI Stacking Violations of NSAID's.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE 5.312

Phenylbutazone, Flunixin (Banamine) and Ketoprofen will be the only non-steroidal anti-inflammatory drugs (NSAID) approved for horse racing.

- a) When approved, the test level for Phenylbutazone or its metabolite, Oxyphenylbutazone shall not exceed 5 micrograms per milliliter of blood, serum, or plasma.

- b) When approved, the test level for Flunixin (Banamine) shall not exceed 0.5 micrograms

per milliliter of blood serum or plasma.

- c) When approved, the test level for Ketoprofen shall not exceed 0.01 microgram (10 nanograms) per milliliter of blood serum or plasma.
- d) The penalties for having an excess level of Phenylbutazone, Flunixin (Banamine), or Ketoprofen are as follows:

FIRST OFFENSE PER TRAINER PER YEAR

<u>Phenylbutazone</u>	<u>Flunixin (Banamine)</u>	<u>Ketoprofen</u>	<u>Penalty</u>
2.5 to 5.0 mcg.:	.25 to .50 mcg.:	5 to 10 ng/ml:	verbal warning
5.1 to 7.5 mcg.:	.51 to .75 mcg.:	11 to 15 ng/ml:	\$200.00 fine
7.6 to 10.0 mcg.:	.76 to 1.0 mcg.:	16 to 20 ng/ml:	\$250.00 fine
above 10.0 mcg.:	above 1.0 mcg.:	above 20 ng/ml:	\$500.00 fine, loss of purse summary suspension and search

SECOND OFFENSE PER TRAINER PER YEAR

<u>Phenylbutazone</u>	<u>Flunixin (Banamine)</u>	<u>Ketoprofen</u>	<u>Penalty</u>
2.5 to 5.0 mcg.:	.25 to .50 mcg.:	5 to 10 ng/ml:	verbal warning
5.1 to 7.5 mcg.:	.51 to .75 mcg.:	11 to 15 ng/ml:	\$250.00 fine and loss of purse
7.6 to 10.0 mcg.:	.76 to 1.0 mcg.:	16 to 20 ng/ml:	\$500.00 fine and

loss of purse

above 10.0 mcg.: above 1.0 mcg.: above 20 ng/ml: \$1000.00 fine, loss

of purse, summary
suspension

and search

e) Horses entered to race on Phenylbutazone, Flunixin (Banamine) or Ketoprofen must show a detectable level of the drug in any pre or post-race blood and/or urine sample.

f) Under no circumstances shall a horse be allowed to have more than one non-steroidal anti-inflammatory drug (NSAID) in its blood and/or urine, unless otherwise approved by the Commission veterinarian, in special circumstances only, in which Phenylbutazone must be less than 1 mcg. The penalty for violating this rule is a \$500.00 fine.

PROPOSED AMENDMENT RULE 5.312

Non-Steroidal Anti-Inflammatory Drugs (NSAIDs)

~~Phenylbutazone, Flunixin (Banamine) and Ketoprofen will be the only non-steroidal anti-inflammatory drugs (NSAID) approved for horse racing.~~

~~a) When approved, the test level for Phenylbutazone or its metabolite, Oxyphenylbutazone shall not exceed 5 micrograms per milliliter of blood, serum, or plasma.~~

~~b) When approved, the test level for Flunixin (Banamine) shall not exceed 0.5 micrograms per milliliter of blood serum or plasma.~~

~~c) When approved, the test level for Ketoprofen shall not exceed 0.01 microgram (10~~

nanograms) per milliliter of blood serum or plasma.

d) The penalties for having an excess level of Phenylbutazone, Flunixin (Banamine), or Ketoprofen are as follows:

FIRST OFFENSE PER TRAINER PER YEAR

<u>Phenylbutazone</u>	<u>Flunixin (Banamine)</u>	<u>Ketoprofen</u>	<u>Penalty</u>
2.5 to 5.0 meg.:	.25 to .50 meg.:	5 to 10 ng/ml:	verbal warning
5.1 to 7.5 meg.:	.51 to .75 meg.:	11 to 15 ng/ml:	\$200.00 fine
7.6 to 10.0 meg.:	.76 to 1.0 meg.:	16 to 20 ng/ml:	\$250.00 fine
above 10.0 meg.:	above 1.0 meg.:	above 20 ng/ml:	\$500.00 fine, loss of purse summary suspension and search

SECOND OFFENSE PER TRAINER PER YEAR

<u>Phenylbutazone</u>	<u>Flunixin (Banamine)</u>	<u>Ketoprofen</u>	<u>Penalty</u>
2.5 to 5.0 meg.:	.25 to .50 meg.:	5 to 10 ng/ml:	verbal warning
5.1 to 7.5 meg.:	.51 to .75 meg.:	11 to 15 ng/ml:	\$250.00 fine and loss of purse
7.6 to 10.0 meg.:	.76 to 1.0 meg.:	16 to 20 ng/ml:	\$500.00 fine and loss of purse
above 10.0 meg.:	above 1.0 meg.:	above 20 ng/ml:	\$1000.00 fine, loss

~~of purse, summary~~

~~suspension~~

~~and search~~

~~e) Horses entered to race on Phenylbutazone, Flunixin (Banamine) or Ketoprofen must show a detectable level of the drug in any pre or post race blood and/or urine sample.~~

~~f) Under no circumstances shall a horse be allowed to have more than one non-steroidal anti-inflammatory drug (NSAID) in its blood and/or urine, unless otherwise approved by the Commission veterinarian, in special circumstances only, in which Phenylbutazone must be less than 1 meg. The penalty for violating this rule is a \$500.00 fine.~~

(1) The use of NSAIDs shall be **GOVERNED BY** the following conditions:

(a) NSAIDS LISTED BELOW ARE NOT TO BE USED IN A MANNER INCONSISTENT WITH THE RESTRICTIONS THEREIN.

(b) NSAIDS LISTED BELOW ARE NOT TO BE PRESENT IN A RACING HORSE BIOLOGICAL SAMPLE AT THE LABORATORY CONCENTRATION OF DETECTION.

(c) THE PRESENCE OF MORE THAN ONE NSAID MAY CONSTITUTE A NSAID STACKING VIOLATION CONSISTENT WITH THE FOLLOWING RESTRICTIONS:

A. CLASS 1 NSAID STACKING VIOLATION (PENALTY CLASS B) OCCURS WHEN:

I. TWO NON-STEROIDAL ANTI-INFLAMMATORY DRUGS ARE FOUND AT INDIVIDUAL LEVELS DETERMINED TO EXCEED THE FOLLOWING RESTRICTIONS:

A. FLUNIXIN – 20 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

B. KETOPROFEN – 2 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

C. PHENYLBUTAZONE – 2 MICROGRAMS PER MILLILITER OF PLASMA OR SERUM; OR

D. ALL OTHER NON-STEROIDAL ANTI-INFLAMMATORY DRUGS – LABORATORY CONCENTRATION OF DETECTION

II. THREE OR MORE NON-STEROIDAL ANTI-INFLAMMATORY DRUGS ARE FOUND AT INDIVIDUAL LEVELS DETERMINED TO EXCEED THE FOLLOWING RESTRICTIONS:

A. FLUNIXIN – 3 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

B. KETOPROFEN – 1 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

C. PHENYLBUTAZONE – 0.3 MICROGRAMS PER MILLILITER OF PLASMA OR SERUM; OR

D. ALL OTHER NON-STEROIDAL ANTI-INFLAMMATORY DRUGS – LABORATORY CONCENTRATION OF DETECTION.

B. A CLASS 2 NSAID STACKING VIOLATION (PENALTY CLASS C) OCCURS WHEN:

i. ANY ONE SUBSTANCE NOTED IN SUBSECTION (A)(I) ABOVE IS FOUND IN EXCESS OF THE RESTRICTIONS CONTAINED THEREIN IN COMBINATION WITH ANY ONE OF THE FOLLOWING SUBSTANCES AT LEVELS BELOW THE RESTRICTIONS SO NOTED BUT IN EXCESS OF THE FOLLOWING LEVELS:

a. FLUNIXIN – 3 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

b. KETOPROFEN – 1 NANOGRAM PER MILLILITER OF PLASMA OR SERUM; OR

c. PHENYLBUTAZONE – 0.3 MICROGRAMS PER MILLILITER OF PLASMA OR SERUM;

C. A CLASS 3 NSAID STACKING VIOLATION (PENALTY CLASS C, FINES ONLY) OCCURS WHEN:

i. ANY COMBINATION OF TWO OF THE FOLLOWING NON-STEROIDAL ANTI-INFLAMMATORY DRUGS ARE FOUND IN EXCESS OF THE NOTED RESTRICTIONS:

a. FLUNIXIN – 3 NANOGRAMS PER MILLILITER OF PLASMA OR SERUM;

b. KETOPROFEN – 1 NANOGRAM PER MILLILITER OF PLASMA OR SERUM; OR

c. PHENYLBUTAZONE – 0.3 MICROGRAMS PER MILLILITER OF PLASMA OR SERUM;

(e)

(2) ANY HORSE TO WHICH A NSAID HAS BEEN ADMINISTERED SHALL BE SUBJECT TO HAVING A BLOOD AND/OR URINE SAMPLE(S) TAKEN AT THE DIRECTION OF THE OFFICIAL VETERINARIAN TO DETERMINE THE QUANTITATIVE NSAID LEVEL(S) AND/OR THE PRESENCE OF OTHER DRUGS WHICH MAY BE PRESENT IN THE BLOOD OR URINE SAMPLE(S).

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.320

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(2)(a)

Basis and Purpose:

To add enforcement measures to Lasix administration procedures and timing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.320 - (*Modified Effective date May 15, 2013*) - All practicing veterinarians at horse racetracks shall complete, sign, and deliver to the veterinarian representing the Division of Racing Events at the time designated by the division veterinarian but by no later than 2:00 p.m. on a form provided by the Division indicating all furosemide treatments anticipated for the following day's races. The veterinarian, or other persons so designated by the Director, representing the Division of Racing Events shall ensure that enough furosemide and syringes are provided to or by the practicing veterinarian. Additionally, the Division designee will schedule a Division representative that shall accompany each practicing veterinarian, as required, while in the restricted barn area on race days. The syringe for the furosemide shall be prepared by the Division representative or by the practicing veterinarian. All preparation and administration of any race day's medication shall be in view of and witnessed by the Division representative. The syringes used in all administrations shall be returned to the test barn by the Division representative. In addition, the trainer or his authorized representative must be present when the furosemide is administered and sign the above-mentioned form indicating they witnessed the furosemide injection. Once the dosage has been administered to a horse that is scheduled to race that day, the practicing veterinarian shall leave the stall, and that stall shall be designated as containing an "in today" horse.

The administering authority or association may assess a fee on licensed owners of treated horses to recoup the reasonable cost of the furosemide injection in these rules.

PROPOSED AMENDMENT

5.320 - *(Modified Effective date May 15, 2013)* - All practicing veterinarians at horse racetracks shall complete, sign, and deliver to the veterinarian representing the Division of Racing Events at the time designated by the division veterinarian but by no later than 2:00 p.m. on a form provided by the Division indicating all furosemide treatments anticipated for the following day's races. The veterinarian, or other persons so designated by the Director, representing the Division of Racing Events shall ensure that enough furosemide and syringes are provided to or by the practicing veterinarian. Additionally, the Division designee will schedule a Division representative that shall accompany each practicing veterinarian, as required, while in the restricted barn area on race days. The syringe for the furosemide shall be prepared by the Division representative or by the practicing veterinarian. All preparation and administration of any race day's medication shall be in view of and witnessed by the Division representative. The syringes used in all administrations shall be returned to the test barn by the Division representative. In addition, the trainer or his authorized representative must be present when the furosemide is administered and sign the above-mentioned form indicating they witnessed the furosemide injection. **IF THE TRAINER OR AUTHORIZED REPRESENTATIVE IS NOT PRESENT AND ON TIME FOR THE LASIX INJECTION, THE HORSE WILL NOT RECEIVE LASIX AND MAY BE SCRATCHED THE SAME RACE WEEK AND PLACED ON THE STEWARDS LIST. THE RACE WEEK ENDS SUNDAY AFTER THE LAST RACE.** Once the dosage has been administered to a horse that is scheduled to race that day, the practicing veterinarian shall leave the stall, and that stall shall be designated as containing an "in today" horse. The administering authority or association may assess a fee on licensed owners of treated horses to recoup the reasonable cost of the furosemide injection in these rules.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.356

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.356 - Any person desiring to have drugs or medication on the premises of a racetrack or anywhere where racing greyhounds are trained or kenneled, which may be used on greyhound or human, shall obtain written permission from the Division veterinarian prior to bringing the substances onto the premises, and shall record the possession in writing with the Division veterinarian. A kennel medication list must be posted on the premises, must bear the signature of the Division veterinarian, and is to be renewed March 1 of each year. A new trainer must submit a new medication list within ten (10) days of assuming his duties or sign the list on file with the Division veterinarian. Any medication possessed on the premises of a racetrack or wherever racing greyhounds are trained or kenneled for which written permission has not been obtained shall be deemed unauthorized.

PROPOSED AMENDMENT

5.356 - Any person desiring to have drugs or medication ~~ON THE PREMISES OF A RACETRACK OR~~ anywhere where racing greyhounds are trained or kenneled, which may be used on greyhound or human, shall obtain written permission from the Division veterinarian prior to bringing the substances onto the premises, and shall record the possession in writing with the Division veterinarian. A kennel medication list must be posted on the premises, must bear the signature of the Division veterinarian, and is to be renewed March 1 of each year. A new trainer must submit a new medication list within ten (10) days of assuming his duties or sign the list on file with the Division veterinarian. Any medication possessed on the premises of a racetrack or wherever racing greyhounds are trained or kenneled for which written permission has not been obtained shall be deemed unauthorized.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.358

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

5.358 - A copy of the authorized drug and medication list will be posted in a conspicuous place in the kennel area where racing greyhounds are kenneled in order that a Division representative may check the list when inspecting the kennel.

5.358 - A copy of the authorized drug and medication list will be posted in a conspicuous place in the kennel area ~~WERE RACING WHERE~~ greyhounds are kenneled, ~~SO IN ORDER THAT~~ a Division representative may check the list when inspecting the kennel.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #5.360

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.360 - All medication and/or drugs retained in a racing kennel or farms or kennels at which racing greyhounds are housed must be in containers that exhibit the correct manufacturer's label or a pharmaceutical prescription label as indicated in rule #5.359. Certain treatments that are prepared in large quantities and transferred to smaller containers for easy application may be labeled by the trainer of record but only if the primary ingredients are on the medication list. Any medication and/or drugs stored or retained in a container other than that indicated by label shall be deemed unauthorized and subject to seizure regardless if such medication or drug is listed on the veterinarian medication list.

PROPOSED AMENDMENT

5.360 - All medication and/or drugs retained in ~~A RACING KENNEL OR~~ farms or kennels at which racing greyhounds are housed must be in containers that exhibit the correct manufacturer's label or a pharmaceutical prescription label as indicated in rule #5.359. Certain treatments that are prepared in large quantities and transferred to smaller containers for easy application may be labeled by the trainer of record but only if the primary ingredients are on the medication list. Any medication and/or drugs stored or retained in a container other than that indicated by label shall be deemed unauthorized and subject to seizure regardless if such medication or drug is listed on the veterinarian medication list.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

CRCR 5.427

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To correct a typographical error.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.427 - *(Modified Effective date May 15, 2013)* A split sample shall be removed from the split sample freezer or refrigerator by a Commission representative in the presence of a representative of the horsemen's association.

1: The owner, trainer or designee shall witness the packing ~~OF~~ the split sample for shipment in the presence of the representative of the Commission, in accordance with the packaging procedures recommended by the Commission. A form shall be signed by both the horsemen's representative and the Commission representative to confirm the packaging of the split sample. The exterior of the package shall be secured and identified with initialed tape, evidence tape or other means to prevent tampering with the package.

PROPOSED AMENDMENT

5.427 - *(Modified Effective date May 15, 2013)* A split sample shall be removed from the split sample freezer or refrigerator by a Commission representative in the presence of a representative of the horsemen's association.

1: The owner, trainer or designee shall witness the packing ~~OF~~ of the split sample for shipment in the presence of the representative of the Commission, in accordance with the packaging procedures recommended by the Commission. A form shall be signed by both the horsemen's representative and the Commission representative to confirm the packaging of the split sample. The exterior of the package shall be secured and identified with initialed tape, evidence tape or other means to prevent tampering with the package.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule – 5.441

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

Colorado is a member jurisdiction to the Association of Racing Commissioners International (ARCI), and as such, follows their model rules. The proposed amendment removes duplication and potential ambiguity regarding applicable penalties for use of NSAIDs. To replace the emergency Rule that expired on September 10, 2014. The change of level for Phenylbutazone from 5 micrograms to 2 micrograms goes along with industry standard pursuant to the ARCI model Rule, and to elaborate on ARCI Stacking Violations of NSAID's. To add penalty and loss of purse for 2nd and 3rd offenses of NSAID overages. Also the additions regarding 5.441(2)(a) are to strengthen penalties for improper use of Class 2 drugs that are classified as muscle blocking drugs. Dr. Charles Vail DVM, Colorado Racing Commissioner asked for stricter penalties, fines, and suspension lengths for such muscle blocking agents as they are cruel to animals if used in an impermissible manner in a race horse.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE 5.441

- (1) In issuing penalties against individuals found guilty of medication and drug violations, a regulatory distinction shall be made between the detection of therapeutic medications used routinely to treat racehorses and those drugs that have no reason to be found at any concentration in the test sample on race day.

- (2) The Stewards or the Commission will use the Racing Medication and Testing Consortium's penalty category and schedule as a starting place in the penalty stage of the deliberations for

a rule violation for any drug listed in the *Association of Racing Commissioners International Uniform Classification Guidelines for Foreign Substances*, available at 1881 Pierce Street, Room 108, Lakewood CO 80214-1494 during normal business hours.

- (3) If a licensed veterinarian is administering or prescribing a drug not listed in the *RCI Uniform Classification Guide lines for Foreign Substance* or shown in the *RMTC Penalty Guideline Listing* (provided below), the identity of the drug shall be forwarded to the official veterinarian to be forwarded to the Racing Medication and Testing Consortium for classification.
- (4) Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the most current *RCI Uniform Classification Guidelines for Foreign Substances* shall be assumed to be a RCI Class 1 Drug and the trainer and owner shall be subject to those penalties as set forth in schedule “A” unless satisfactorily demonstrated otherwise by the Racing Medication and Testing Consortium, with a penalty category assigned.
- (5) The penalty categories and their related schedules, if applicable, shall be on the following criteria:
 - (a) Whether the drug is approved by the U.S. Food and Drug Administration for use in the horse;
 - (b) Whether the drug is approved by the U.S. Food and Drug Administration for use in any species;
 - (c) Whether the drug has any legitimate therapeutic application in the equine athlete;
 - (d) Whether the drug was identified as “necessary” by the RMTC Veterinary Advisory Committee;

(e) Whether legitimate, recognized therapeutic alternatives exist,

(f) The current RCI Classification of the drug, and;

(g) Whether there are Multiple Medication Violations in accordance with the ARCI-011-0020 Medications and Prohibited Substances Penalties for Multiple Medication Violations (MMV), from the Association of Racing Commissioners International (provided below).

PENALTY GUIDELINE LISTING

The penalty categories “A”, “B” and “C” and their related schedules for Trainers and Owners are shown in the following tables.

The following are recommended penalties for violations due to the presence of a drug carrying a Category “A” penalty and for violations of ARCI-011-015: Prohibited Practices:

LICENSED TRAINER:		
1ST OFFENSE	2ND LIFETIME OFFENSE IN ANY JURISDICTION	3RD LIFETIME OFFENSE IN ANY JURISDICTION
<ul style="list-style-type: none"> ◦ Minimum one-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a three-year suspension. AND <p>Minimum fine of \$10,000 or 10% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$25,000 or 25% of purse (greater of the two). AND</p> <ul style="list-style-type: none"> ◦ May be referred to the Commission for any further action deemed necessary by the Commission. 	<ul style="list-style-type: none"> ◦ Minimum three-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a three-year period. AND <p>Minimum fine of \$25,000 or 25% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$50,000 or 50% of purse (greater of the two). AND</p> <ul style="list-style-type: none"> ◦ May be referred to the Commission for any further action deemed necessary by the Commission. 	<p>Minimum three-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a three-year period. AND</p> <p>Minimum fine of \$50,000 or 50% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$100,000 or 100% of purse (greater of the two). AND</p> <ul style="list-style-type: none"> ◦ May be referred to the Commission for any further action deemed necessary by the Commission.

LICENSED OWNER:		
1ST OFFENSE	2ND LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION	3RD LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION
<ul style="list-style-type: none"> ◦ Disqualification and loss of purse. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian's list for 90 days and must pass a Commission-approved examination before becoming eligible to be entered. 	<ul style="list-style-type: none"> ◦ Disqualification and loss of purse. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian's list for 120 days and must pass a Commission-approved examination before becoming eligible to be entered. 	<ul style="list-style-type: none"> ◦ Disqualification, loss of purse and \$50,000 fine. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian's list for 180 days and must pass a Commission-approved examination before becoming eligible to be entered. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Referral to the Commission with a recommendation of a suspension for a minimum of 90 days.

PENALTY GUIDELINE LISTING

The following are recommended penalties for violations due to the presence of a drug carrying Category “B” penalty, for the presence of more than one NSAID in a plasma/serum sample, subject to the provisions set forth in ARCI-011-020 E.(1)(c) and for violations of the established levels for total carbon dioxide:

LICENSED TRAINER:		
1st offense	2nd offense (365-day period) in any jurisdiction	3rd offense (365-day period) in any jurisdiction
<ul style="list-style-type: none"> ◦ Minimum 15-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 60-day suspension. <p align="center">AND</p> <p>Minimum fine of \$500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$1,000.</p>	<ul style="list-style-type: none"> ◦ Minimum 30-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 180-day suspension. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ ◦ Minimum fine of \$1,000 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$2,500. 	<ul style="list-style-type: none"> ◦ Minimum 60-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a one-year suspension. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$2,500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$5,000 or 5% of purse (greater of the two). <p align="center">AND</p> <ul style="list-style-type: none"> ◦ May be referred to the Commission for any further action deemed necessary by the Commission.
LICENSED OWNER:		
1st offense	2nd offense in stable (365-day period) in any jurisdiction	3rd offense in stable (365-day period) in any jurisdiction

<ul style="list-style-type: none"> ◦ Disqualification and loss of purse [in the absence of mitigating circumstances]. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse must pass a Commission-approved examination before becoming eligible to be entered. 	<ul style="list-style-type: none"> ◦ Disqualification and loss of purse [in the absence of mitigating circumstances]. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse must pass a Commission-approved examination before becoming eligible to be entered. 	<ul style="list-style-type: none"> ◦ Disqualification and loss of purse, and in the absence of mitigating circumstances a \$5,000 fine. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian's list for 45 days and must pass a Commission-approved examination before becoming eligible to be entered
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

The following are recommended penalties for violations due to the presence of a drug carrying a Category “C” penalty and overages for permitted NSAIDs and furosemide: (All concentrations are for measurements in serum or plasma.)

LICENSED TRAINER	Phenylbutazone (5.1-9.9 mcg/ml) Flunixin (21-99 ng/ml) Ketoprofen (11-49 ng/ml) Furosemide (>100 ng/ml) and no furosemide when identified as administered**	Phenylbutazone (≥10.0 mcg/ml) Flunixin (≥100 ng/ml) Ketoprofen (≥50 ng/ml) and CLASS C Violations
1 st Offense (365-day period) in any jurisdiction	Minimum fine of \$250 absent mitigating circumstances	Minimum fine of \$1000 absent mitigating circumstances
2 nd Offense (365-day period) in any jurisdiction	Minimum fine of \$500 absent mitigating circumstances	Minimum fine of \$1,500 and 15-day suspension absent mitigating circumstances
3 rd Offense (365-day period) in any jurisdiction	Minimum fine of \$1,000 and 15-day suspension absent mitigating circumstances	Minimum fine of \$2,500 and 30-day suspension absent mitigating circumstances
LICENSED OWNER	Phenylbutazone (5.1-9.9 mcg/ml) Flunixin (21-99 ng/ml) Ketoprofen (11-49 ng/ml)	Phenylbutazone (≥10.0 mcg/ml) Flunixin (≥100 ng/ml) Ketoprofen (≥50 ng/ml) AND

	Furosemide (>100 ng/ml) and no furosemide when identified as administered**	CLASS C VIOLATIONS
1 st Offense (365-day period) in any jurisdiction		Loss of purse. Horse must pass Commission-approved examination before being eligible to run
2 nd Offense (365-day period) in any jurisdiction		Loss of purse. If same horse, placed on veterinarian's list for 45 days, must pass Commission-approved examination before being eligible to run
3 rd Offense (365-day period) in any jurisdiction		Loss of purse. Minimum \$5,000 fine. If same horse, placed on veterinarian's list for 60 days, must pass Commission-approved examination before being eligible to run

PROPOSED AMENDMENTS

- (1) In issuing penalties against individuals found guilty of medication and drug violations, a regulatory distinction shall be made between the detection of therapeutic medications used routinely to treat racehorses and those drugs that have no reason to be found at any concentration in the test sample on race day.

- (2) The Stewards or the Commission will use the ~~PENALTY GUIDELINE LISTING RACING MEDICATION AND TESTING CONSORTIUM'S PENALTY CATEGORY AND SCHEDULE~~ as a starting place in the penalty stage of the deliberations for a rule violation for any drug listed in the *Association of Racing Commissioners International Uniform Classification Guidelines for Foreign Substances*, available at 1881 Pierce Street, Room 108, Lakewood CO 80214-1494 during normal business hours.

(A) EXCEPT THAT IF A "CATEGORY B CLASS 2 DRUG" CLASSIFIED AS A MUSCLE BLOCKING DRUG USED IN AN IMPROPER MANNER SHALL CARRY: A MINIMUM 180 DAY SUSPENSION FOR THE TRAINER ABSENT MITIGATING CIRCUMSTANCES, MINIMUM FINE OF \$2500 FOR THE TRAINER ABSENT MITIGATING CIRCUMSTANCES, AUTOMATIC LOSS OF PURSE FOR THE OWNER, AND THE HORSE MUST PASS A COMMISSION APPROVED EXAM AFTER SERVING REQUIRED POSTED TIME ON THE VETERINARIANS LIST.

- (3) If a licensed veterinarian is administering or prescribing a drug not listed in the *RCI Uniform Classification Guide lines for Foreign Substance* or shown in the ~~RMTC~~ *Penalty Guideline Listing* (provided below), the identity of the drug shall be forwarded to the official veterinarian to be forwarded to the Racing Medication and Testing Consortium for classification.

- (4) Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the most current *RCI Uniform Classification Guidelines for Foreign Substances* shall be assumed to be a RCI Class 1 Drug and the trainer and owner shall be subject to those penalties as set forth in schedule "A" unless satisfactorily demonstrated otherwise by the Racing Medication and Testing Consortium, with a penalty category assigned.

(5) The penalty categories and their related schedules, if applicable, shall be on the following criteria:

(a) Whether the drug is approved by the U.S. Food and Drug Administration for use in the horse;

(b) Whether the drug is approved by the U.S. Food and Drug Administration for use in any species;

(c) Whether the drug has any legitimate therapeutic application in the equine athlete;

(d) Whether the drug was identified as “necessary” by the RMTC Veterinary Advisory Committee;

(e) Whether legitimate, recognized therapeutic alternatives exist,

(f) The current RCI Classification of the drug, and;

(g) Whether there are Multiple Medication Violations in accordance with the ARCI-011-0020 Medications and Prohibited Substances Penalties for Multiple Medication Violations (MMV), from the Association of Racing Commissioners International (provided below).

PENALTY GUIDELINE LISTING

THE PENALTY CATEGORIES “A”, “B” AND “C” AND THEIR RELATED SCHEDULES FOR TRAINERS AND OWNERS ARE SHOWN IN THE FOLLOWING TABLES.

THE FOLLOWING ARE RECOMMENDED PENALTIES FOR VIOLATIONS DUE TO THE PRESENCE OF A DRUG CARRYING A CATEGORY “A” PENALTY AND FOR VIOLATIONS OF ARCI-011-015: PROHIBITED PRACTICES:

LICENSED TRAINER:		
1ST OFFENSE	2ND LIFETIME OFFENSE IN ANY JURISDICTION	3RD LIFETIME OFFENSE IN ANY JURISDICTION
<ul style="list-style-type: none"> ◦ MINIMUM ONE-YEAR SUSPENSION ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF A THREE-YEAR SUSPENSION. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ MINIMUM FINE OF \$10,000 OR 10% OF TOTAL PURSE (GREATER OF THE TWO) ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF \$25,000 OR 25% OF PURSE (GREATER OF THE TWO). AND <ul style="list-style-type: none"> ◦ MAY BE REFERRED TO THE COMMISSION FOR ANY FURTHER ACTION DEEMED NECESSARY BY THE COMMISSION. 	<ul style="list-style-type: none"> ◦ MINIMUM THREE-YEAR SUSPENSION ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF LICENSE REVOCATION WITH NO REAPPLICATION FOR A THREE-YEAR PERIOD. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ MINIMUM FINE OF \$25,000 OR 25% OF TOTAL PURSE (GREATER OF THE TWO) ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF \$50,000 OR 50% OF PURSE (GREATER OF THE TWO). <p align="center">AND</p> <ul style="list-style-type: none"> ◦ MAY BE REFERRED TO THE COMMISSION FOR ANY FURTHER ACTION DEEMED NECESSARY BY THE COMMISSION. 	<ul style="list-style-type: none"> ◦ MINIMUM FIVE-YEAR SUSPENSION ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF LICENSE REVOCATION WITH NO REAPPLICATION FOR A FIVE-YEAR PERIOD. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ MINIMUM FINE OF \$50,000 OR 50% OF TOTAL PURSE (GREATER OF THE TWO) ABSENT MITIGATING CIRCUMSTANCES. THE PRESENCE OF AGGRAVATING FACTORS COULD BE USED TO IMPOSE A MAXIMUM OF \$100,000 OR 100% OF PURSE (GREATER OF THE TWO). <p align="center">AND</p> <ul style="list-style-type: none"> ◦ MAY BE REFERRED TO THE COMMISSION FOR ANY FURTHER ACTION DEEMED NECESSARY BY THE COMMISSION.

LICENSED OWNER:		
1ST OFFENSE	2ND LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION	3RD LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION
◦ LOSS OF PURSE.	◦ LOSS OF PURSE.	◦ LOSS OF PURSE AND \$50,000 FINE. AND ◦ REFERRAL TO THE COMMISSION WITH A RECOMMENDATION OF A SUSPENSION FOR A MINIMUM OF 90 DAYS.
HORSE		
1ST OFFENSE	2ND LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION	3RD LIFETIME OFFENSE IN OWNER'S STABLE IN ANY JURISDICTION
◦ DISQUALIFICATION. AND ◦ IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 90 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.	◦ DISQUALIFICATION. AND ◦ IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 120 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.	◦ DISQUALIFICATION. AND ◦ IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 180 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.

PENALTY GUIDELINE LISTING

*The following are recommended penalties for violations due to the presence of a drug carrying Category “B” penalty, for the presence of more than one NSAID in a plasma/serum sample, subject to the provisions set forth in ARCI-011-020 E.(1)(c) and for violations of the established levels for total carbon dioxide. **EXCEPT FOR THOSE VIOLATIONS SPECIFIED IN 5.441(2)(A)*:***

LICENSED TRAINER:		
1st offense	2nd offense (365-day period) in any jurisdiction	3rd offense (365-day period) in any jurisdiction
<ul style="list-style-type: none"> ◦ Minimum 15-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 60-day suspension. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$1,000. 	<ul style="list-style-type: none"> ◦ Minimum 30-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 180-day suspension. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$1,000 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$2,500. 	<ul style="list-style-type: none"> ◦ Minimum 60-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a one-year suspension. <p align="center">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$2,500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$5,000 or 5% of purse (greater of the two). <p align="center">AND</p> <ul style="list-style-type: none"> ◦ May be referred to the Commission for any further action deemed necessary by the Commission.
LICENSED OWNER:		
1st offense	2nd offense in stable (365-day period) in any jurisdiction	3rd offense in stable (365-day period) in any jurisdiction
<ul style="list-style-type: none"> ◦ Disqualification and loss of purse [in the absence of mitigating circumstances]. <p align="center">AND</p>	<ul style="list-style-type: none"> ◦ Disqualification and loss of purse [in the absence of mitigating circumstances]. <p align="center">AND</p>	<ul style="list-style-type: none"> ◦ Disqualification and loss of purse, and in the absence of mitigating circumstances a \$5,000 fine. <p align="center">AND</p>

<p>o Horse must pass a Commission approved examination before becoming eligible to be entered.</p>	<p>o Horse must pass a Commission approved examination before becoming eligible to be entered.</p>	<p>o Horse shall be placed on the veterinarian's list for 45 days and must pass a Commission approved examination before becoming eligible to be entered.</p>
<p>HORSE:</p>		
<p>1ST OFFENSE</p>	<p>2ND OFFENSE IN STABLE (365-DAY PERIOD) IN ANY JURISDICTION</p>	<p>3RD OFFENSE IN STABLE (365-DAY PERIOD) IN ANY JURISDICTION</p>
<p>o DISQUALIFICATION.</p> <p style="text-align: center;">AND</p> <p>o IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 45 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.</p> <p>*PROHIBITED USE OF MUSCLE BLOCKERS SPECIFIED IN 5.441(2)(A), WILL REQUIRE A HORSE TO BE PLACED ON THE VETERINARIAN'S LIST FOR 180 DAYS AND MUST PASS A COMMISSION APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.</p>	<p>o DISQUALIFICATION.</p> <p style="text-align: center;">AND</p> <p>o IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 60 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.</p>	<p>o DISQUALIFICATION.</p> <p style="text-align: center;">AND</p> <p>o IN ACCORDANCE WITH CRCR 5.612, HORSE SHALL BE PLACED ON THE VETERINARIAN'S LIST FOR 90 DAYS AND MUST PASS A COMMISSION-APPROVED EXAMINATION BEFORE BECOMING ELIGIBLE TO BE ENTERED.</p>

PROPOSED AMENDMENT TO 5.441 CATEGORY C CHART

The following are recommended penalties for violations due to the presence of a drug carrying a Category “C” penalty and overages for permitted NSAIDs and furosemide: (All concentrations are for measurements in serum or plasma.)

LICENSED TRAINER	Phenylbutazone (5.1 2.0- 5.0 mcg/ml) Flunixin (21-99 ng/ml) Ketoprofen (11-49 2.00- 50.0 ng/ml) Furosemide (>100 ng/ml) and no furosemide when identified as administered**	Phenylbutazone (>5.0 mcg/ml) Flunixin (>100 ng/ml) Ketoprofen (>50 ng/ml) and CLASS C Violations
1 st Offense (365-day period) in any jurisdiction	Minimum fine of \$250 absent mitigating circumstances	Minimum fine of \$1000 absent mitigating circumstances
2 nd Offense (365-day period) in any jurisdiction	Minimum fine of \$500 absent mitigating circumstances	Minimum fine of \$1,500 and 15-day suspension absent mitigating circumstances
3 rd Offense (365-day period) in any jurisdiction	Minimum fine of \$1,000 and 15-day suspension absent mitigating circumstances	Minimum fine of \$2,500 and 30-day suspension absent mitigating circumstances
LICENSED OWNER	Phenylbutazone (5.1 2.0- 5.0 mcg/ml) Flunixin (21-99 ng/ml) Ketoprofen (11-49 2.00- 50.0 ng/ml) Furosemide (>100 ng/ml) and no furosemide when identified as administered**	Phenylbutazone (>5.0 mcg/ml) Flunixin (>100 ng/ml) Ketoprofen (>50 ng/ml) and CLASS C Violations
1 st Offense (365-day period) in any jurisdiction	HORSE MUST PASS REQUIRED TO PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.	Loss of purse. Horse must pass Commission-approved examination before being eligible to run
2 nd Offense (365-day period) in any jurisdiction	LOSS OF PURSE. IF SAME HORSE, PLACED ON VETERINARIAN’S LIST FOR 45 DAYS, AND THEN MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.	Loss of purse. If same horse, placed on veterinarian’s list for 45 days, must pass Commission-approved examination before being eligible to run
3 rd Offense (365-day period) in any jurisdiction	LOSS OF PURSE. MINIMUM \$5,000 FINE. IF SAME HORSE, PLACED ON VETERINARIAN’S LIST FOR 60 DAYS, AND THEN MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE	Loss of purse. Minimum \$5,000 fine. If same horse, placed on veterinarian’s list for 60 days, must pass Commission-approved examination before being eligible to run

	BEING ELIGIBLE TO RUN.	
HORSE	Phenylbutazone (5.1 2.1-9.9 mcg/ml) Flunixin (21-99 ng/ml) Ketoprofen (11 2.01-49 ng/ml) Furosemide (>100 ng/ml) and no furosemide when identified as administered**	Phenylbutazone (≥10.0 mcg/ml) Flunixin (≥100 ng/ml) Ketoprofen (≥50 ng/ml) AND and CLASS C Violations
1st Offense (365-day period) in any jurisdiction	IN ACCORDANCE WITH CRCR 5.612, HORSE REQUIRED TO PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.	DISQUALIFICATION. IN ACCORDANCE WITH CRCR 5.612, HORSE WILL BE PLACED ON VETERINARIAN'S LIST FOR 30 DAYS, AND THEN MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING
2nd Offense (365-day period) in any jurisdiction	DISQUALIFICATION. IN ACCORDANCE WITH CRCR 5.612, IF SAME HORSE, PLACED ON VETERINARIAN'S LIST FOR 45 DAYS, MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.	DISQUALIFICATION. IN ACCORDANCE WITH CRCR 5.612, IF SAME HORSE, PLACED ON VETERINARIAN'S LIST FOR 45 DAYS, MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.
3rd Offense (365-day period) in any jurisdiction	DISQUALIFICATION. IN ACCORDANCE WITH CRCR 5.612, IF SAME HORSE, PLACED ON VETERINARIAN'S LIST FOR 60 DAYS, MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.	DISQUALIFICATION. IN ACCORDANCE WITH CRCR 5.612, IF SAME HORSE, PLACED ON VETERINARIAN'S LIST FOR 60 DAYS, MUST PASS COMMISSION-APPROVED EXAMINATION BEFORE BEING ELIGIBLE TO RUN.

*If the trainer has not had more than one violation within the previous two years, the Stewards/Judges are encouraged to issue a warning in lieu of a fine provided the reported level is below 3.0 mcg/ml, absent of aggravating factors.

After a two year period, if the licensee has had no further violations, any penalty due to an overage in the 2.0 – 5.0 category will be expunged from the licensee's record for penalty purposes.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.441

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-202(3)(c), C.R.S.; Section 12-60-501(2)(a), C.R.S.

Basis and Purpose:

Colorado is a member jurisdiction to the Association of Racing Commissioners International (ARCI), and as such, follows their model rules. Last year the ARCI adopted ARCI-001-0020 Medications and Prohibited Substances penalties for Multiple Medication Violations (MMV), these proposed Amendments give practical corrections from the ARCI to elaborate upon the database for MMV and penalties.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE 5.441

ARCI-011-020 Medications and Prohibited Substances

Penalties

Multiple Medication Violations (MMV)

- (a) A trainer who receives a penalty for a medication violation based upon a horse testing positive for a Class 1-5 medication with Penalty Class A-D, as provided in the ARCI Uniform Classification for Foreign Substances shall be assigned points based upon the medication's RMTC Penalty Guideline as follows:

Class	Points If Controlled Therapeutic Substance	Points If Non-Controlled Substance
Class A1	N/A	6
Class B	2	4
Class C	1	2
Class D	½	1

(b) The points assigned to a medication violation shall be included in the Stewards' or Commission Ruling. Such Ruling shall determine, in the case of multiple positive tests as described in paragraph (d), whether they shall thereafter constitute a single violation. The Stewards' or Commission Ruling shall be posted on the official website of the Commission and the official website of the Association of Racing Commissioners International. If an appeal is pending, that fact shall be noted in such Ruling. No points shall be applied until a final adjudication of the enforcement of any such violation.

(c) A trainer's cumulative points for violations in all racing jurisdictions shall be maintained and certified by the Association of Racing Commissioners International. Once all appeals are waived or exhausted, the points shall immediately become part of the trainer's official ARCI record and shall then subject the trainer to the mandatory enhanced penalties by the Stewards or Commission as provided in this regulation.

(d) Multiple positive tests for the same medication incurred by a trainer prior to delivery of official notice by the commission may be treated as a single violation.

(e) The official ARCI record shall constitute prima facie evidence of a trainer's past record of violations and cumulative points. Nothing in this administrative regulation shall be construed to confer upon a licensed trainer the right to appeal a violation for which all remedies have been exhausted or for which the appeal time has expired as provided by applicable law.

(f) The Stewards or Commission shall include all points for violations in all racing jurisdictions as contained in the trainer's official ARCI record when determining whether the mandatory enhancements provided in this regulation shall be imposed.

PROPOSED AMENDMENT 5.441

ARCI-011-020 MEDICATIONS AND PROHIBITED SUBSTANCES

PENALTIES

Multiple Medication Violations (MMV)

(A) A trainer who receives a penalty for a medication violation based upon a horse testing positive for a Class 1-5 medication with Penalty Class A-D, as provided in the ARCI Uniform Classification for Foreign Substances shall be assigned points based upon the medication's ~~RMTC~~ penalty guideline as follows:

PENALTY Class	Points If Controlled Therapeutic Substance	Points If Non-Controlled Substance
Class A1	N/A	6
Class B	2	4
Class C	1	2
Class D	½	1

(b) The points assigned to a medication violation shall be included in the Stewards' or Commission Ruling. Such Ruling shall **BE INCLUDED IN THE ARCI OFFICIAL DATABASE AND THE ARCI SHALL ASSIGN POINTS CONSISTENT WITH SECTION 13(A) FOR ADVISORY PURPOSES FOR MEDICATION VIOLATIONS WHERE POINTS HAVE NOT BEEN ASSIGNED BY REGULATORY ACTION. POINTS ASSIGNED BY SUCH REGULATORY RULING OR BY THE ARCI SHALL REFLECT, DETERMINE,** in the case of multiple positive tests as described in paragraph (d), whether they shall thereafter constitute a single violation. **POINTS WILL BE ASSESSED AFTER A RULING IS RENDERED, AND PENALTY ENHANCEMENT SHALL BE APPLIED TO FUTURE VIOLATIONS.** The Stewards' or Commission Ruling shall be posted on the official website of the Commission and **WITHIN** the official ~~WEBSITE~~ **DATABASE** of the Association of Racing Commissioners International. If an appeal is pending, that fact shall be noted in such Ruling. No points shall be applied until a final adjudication of the enforcement of any such violation.

(c) A trainer's cumulative points for violations in all racing jurisdictions shall be maintained ~~AND CERTIFIED~~ by the Association of Racing Commissioners International. Once all appeals are waived or exhausted, the points shall immediately become part of the trainer's

official ARCI record and shall ~~then~~ **BE CONSIDERED BY THE COMMISSION IN ITS DETERMINATION TO** subject the trainer to the mandatory enhanced penalties by the Stewards or Commission as provided in this regulation.

- (d) Multiple positive tests for the same medication incurred by a trainer prior to delivery of official notice by the commission may be treated as a single violation.
- (e) The official ARCI record shall constitute prima facie evidence of a trainer's past record of violations and cumulative points. Nothing in this administrative regulation shall be construed to confer upon a licensed trainer the right to appeal a violation for which all remedies have been exhausted or for which the appeal time has expired as provided by applicable law.
- (f) The Stewards or Commission shall include all points for violations in all racing jurisdictions as contained in the trainer's official ARCI record when determining whether the mandatory enhancements provided in this regulation shall be imposed.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.608

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.; Section 12-60-204, C.R.S.

Basis and Purpose:

To define the ability of the Division Veterinarian to keep horses on the Veterinarian's List ineligible to race.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.608 – The Division veterinarian shall maintain the veterinarian's list of all horses which are determined to be unfit to compete in a race due to illness, physical distress, unsoundness, infirmity or any other medical condition.

PROPOSED AMENDMENT

5.608 – The Division veterinarian shall maintain the veterinarian's list of all horses which are determined to be unfit to compete in a race due to illness, **POSITIVE TEST OR OVERAGE,** physical distress, unsoundness, infirmity or any other medical condition. **HORSES SO LISTED ARE INELIGIBLE TO ENTER TO RACE IN ANY JURISDICTION UNTIL RELEASED BY THE DIVISION VETERINARIAN OR THEIR DESIGNEE.**

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #5.612

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.

Basis and Purpose:

To modify rule so it does not conflict with the language from CRCR 7.200, and in accordance with 5.612.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

5.612 - Any horse from which a positive test sample was collected and confirmed by the Commissions' primary testing laboratory shall be placed on the veterinarian's list and must pass a Commission-approved examination before becoming eligible for entry. Subsequent laboratory testing that may be required in the approved examination process shall be at the expense of the owner or trainer of the horse. Any horse from which a positive test sample was collected and confirmed by the Commissions' primary testing laboratory in the initial sample test or in any required subsequent laboratory testing, may also be subject to disciplinary action by the stewards, a hearing officer or the Commission prior to the horse's next entry. This shall not apply to an overage of an authorized medication, where the violation would not result in a loss of purse, pursuant to rules 5.312 and 5.326.

PROPOSED AMENDMENT

5.612 - Any horse from which a positive test sample was collected and confirmed by the Commissions' primary testing laboratory shall be placed on the veterinarian's list **FOR A SPECIFIED AMOUNT OF TIME (PURSUANT TO CRCR 5.441). IN THE INTEREST OF HEALTH, SAFETY AND WELFARE OF THE RACING ANIMAL, THE HORSE WILL BE IMMEDIATELY PLACED ON THE VETERINARIANS LIST FOR THE MINIMUM DAYS**

SPECIFIED IN THE PENALTY GUIDELINE CHART IN CRCR 5.441. Subsequent laboratory testing that may be required in the approved examination process shall be at the expense of the owner or trainer of the horse. Any horse from which a positive test sample was collected and confirmed by the Commissions' primary testing laboratory in the initial sample test or in any required subsequent laboratory testing, may also be subject to disciplinary action by the stewards, a hearing officer or the Commission prior to the horse's next entry. **THIS SHALL NOT APPLY TO AN FIRST OFFENSE OVERAGE OF AN AUTHORIZED MEDICATION, WHERE THE VIOLATION WOULD NOT RESULT IN A LOSS OF PURSE, PURSUANT TO RULES 5.312-AND-5.326.**

IN CASES WHERE A SPLIT SAMPLE COMES BACK NEGATIVE, THE HORSE ~~AND~~ must pass a Commission-approved examination before becoming eligible for entry, AND CAN BE REMOVED FROM THE VETERINARIAN'S LIST.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule – 700’S PHYSICAL INSPECTION OF GREYHOUNDS

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

700’s --- PHYSICAL INSPECTION OF GREYHOUNDS

5.700 - Every owner, trainer, or authorized agent shall immediately whenever requested by the Division submit their greyhound(s) to any veterinarian designated by the Division for an examination or tests as the veterinarian may deem advisable.

5.702 - Any test or examination made by the Division veterinarian may be witnessed by a Division representative and by the owner, trainer, or assistant trainer of the greyhound(s) being examined or tested.

5.706 - Upon request by the Division veterinarian, a greyhound shall be made available for examination at weighing-in time, pre-race inspection, or sample collection. Any greyhound showing signs of illness or injury, falls or performs poorly during a race may be examined by the veterinarian.

5.708 - The Division veterinarian shall have the authority to scratch any greyhound at any time for health or physical reasons to insure that a greyhound entered for a race is in racing condition. If any greyhound is not in proper physical condition the greyhound shall be reported to the Board of Judges. If a greyhound is scratched by the veterinarian it shall be placed on the veterinarian’s schooling list. Any greyhound placed on a veterinarian’s schooling list may not be removed until such time as the veterinarian releases it.

5.712 - It is the responsibility of the trainer or their delegate to report any greyhounds that may be in season to the judges and the veterinarian. Greyhounds that are in season will not be allowed on the racetrack. For the purposes of proof, a greyhound that is 90% or greater cornified vaginal epithelial cell off a vaginal smear, shall be considered in season.

5.714 - The Division veterinarian shall make the determination if a female greyhound is in season by any means deemed appropriate. Females coming in season during the race meet must not be accepted for entry within twenty one (21) days from date of coming in season and must be approved by the

Division veterinarian prior to being schooled and will not be allowed to school until such time as the veterinarian releases it.

5.716 - A female greyhound in milk due to pregnancy or false pregnancy shall not be accepted for entry until approved by the Division veterinarian prior to being re-schooled.

PROPOSED DELETION

~~700'S — PHYSICAL INSPECTION OF GREYHOUNDS~~

5.700 - Every owner, trainer, or authorized agent shall immediately whenever requested by the Division submit their greyhound(s) to any veterinarian designated by the Division for an examination or tests as the veterinarian may deem advisable.

5.702 - Any test or examination made by the Division veterinarian may be witnessed by a Division representative and by the owner, trainer, or assistant trainer of the greyhound(s) being examined or tested.

~~**5.706** — UPON REQUEST BY THE DIVISION VETERINARIAN, A GREYHOUND SHALL BE MADE AVAILABLE FOR EXAMINATION AT WEIGHING IN TIME, PRE RACE INSPECTION, OR SAMPLE COLLECTION. ANY GREYHOUND SHOWING SIGNS OF ILLNESS OR INJURY, FALLS OR PERFORMS POORLY DURING A RACE MAY BE EXAMINED BY THE VETERINARIAN.~~

~~**5.708** — THE DIVISION VETERINARIAN SHALL HAVE THE AUTHORITY TO SCRATCH ANY GREYHOUND AT ANY TIME FOR HEALTH OR PHYSICAL REASONS TO INSURE THAT A GREYHOUND ENTERED FOR A RACE IS IN RACING CONDITION. IF ANY GREYHOUND IS NOT IN PROPER PHYSICAL CONDITION THE GREYHOUND SHALL BE REPORTED TO THE BOARD OF JUDGES. IF A GREYHOUND IS SCRATCHED BY THE VETERINARIAN IT SHALL BE PLACED ON THE VETERINARIAN'S SCHOOLING LIST. ANY GREYHOUND PLACED ON A VETERINARIAN'S SCHOOLING LIST MAY NOT BE REMOVED UNTIL SUCH TIME AS THE VETERINARIAN RELEASES IT.~~

~~**5.712** — IT IS THE RESPONSIBILITY OF THE TRAINER OR THEIR DELEGATE TO REPORT ANY GREYHOUNDS THAT MAY BE IN SEASON TO THE JUDGES AND THE VETERINARIAN. GREYHOUNDS THAT ARE IN SEASON WILL NOT BE ALLOWED ON THE RACETRACK. FOR THE PURPOSES OF PROOF, A GREYHOUND THAT IS 90% OR GREATER CORNIFIED VAGINAL EPITHELIAL CELL OFF A VAGINAL SMEAR, SHALL BE CONSIDERED IN SEASON.~~

~~**5.714** — THE DIVISION VETERINARIAN SHALL MAKE THE DETERMINATION IF A FEMALE GREYHOUND IS IN SEASON BY ANY MEANS DEEMED APPROPRIATE. FEMALES COMING IN SEASON DURING THE RACE MEET MUST NOT BE ACCEPTED FOR ENTRY WITHIN TWENTY ONE (21) DAYS FROM DATE OF COMING IN SEASON AND MUST BE APPROVED BY THE DIVISION VETERINARIAN PRIOR TO BEING SCHOOLED AND WILL NOT BE ALLOWED TO SCHOOL UNTIL SUCH TIME AS THE VETERINARIAN RELEASES IT.~~

~~**5.716** — A FEMALE GREYHOUND IN MILK DUE TO PREGNANCY OR FALSE PREGNANCY SHALL NOT BE ACCEPTED FOR ENTRY UNTIL APPROVED BY THE DIVISION VETERINARIAN PRIOR TO BEING RE SCHOOLED.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #6.120

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.; Section 12-60-204, C.R.S.

Basis and Purpose:

Gives the Colorado Division of Racing Events Board of Stewards or Hearing Officer the ability to impose a greater fine amount for medication violations, in order to be on par with ARCI standards.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.120 - (*Modified Effective date May 15, 2013*) When the Board or a Hearing Officer determines, in compliance with the provisions of these Rules, that a violation of these Rules or of the law has occurred, it has the authority to suspend a license for a period not to exceed one hundred and eighty (180) days, or to impose a fine not in excess of Five Hundred Dollars (\$500), or both except as described in Rule 3.437, and as it relates to the recommended minimum fine as set forth in rule 5.441 the RCI *uniform classification guide lines for foreign substances* or shown in the RMTC *penalty guideline listing* for class a, b, and c penalties for 1st, 2nd and 3rd violations where no aggravating factors are cited or except as restricted in the enforcement of citations by Rule 6.124. Licensees so suspended shall be denied all licenses and shall not be in good standing until the terms of the Board's order have been satisfied. In addition, if the Board or a Hearing Officer believes a more severe penalty should be imposed, it may refer the case to the Commission for further action. A fine or suspension may not be rescinded by the Board or a Hearing Officer except with approval of the Commission.

PROPOSED AMENDMENT

6.120 - (*Modified Effective date May 15, 2013*) When the Board or a Hearing Officer determines, in compliance with the provisions of these Rules, that a violation of these Rules or of the law has occurred, it has the authority to suspend a license for a period not to exceed one hundred and eighty (180) days, or to impose a fine not in excess of **TWO THOUSAND FIVE HUNDRED DOLLARS (\$2500)**, or both except as described in Rule 3.437, and as it relates to the recommended minimum fine as set forth in rule 5.441 the RCI *uniform classification guide lines for foreign substances* or shown in the **RMTC** *penalty guideline listing* for class a, b, and c penalties for 1st, 2nd and 3rd violations where no aggravating factors are cited or except as restricted in the enforcement of citations by Rule 6.124. Licensees so suspended shall be denied all licenses and shall not be in good standing until the terms of the Board's order have been satisfied. In addition, if the Board or a Hearing Officer believes a more severe penalty should be imposed, it may refer the case to the Commission for further action. A fine or suspension may not be rescinded by the Board or a Hearing Officer except with approval of the Commission.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.200

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.200 - Protests to a greyhound, horse or jockey engaged in a race must be made to one of the Board members. Protests may be made only by a racing official or by an owner, trainer or jockey of some other animal engaged in the race.

PROPOSED AMENDMENT

6.200 - Protests to a ~~GREYHOUND~~, horse or jockey engaged in a race must be made to one of the Board members. Protests may be made only by a racing official or by an owner, trainer or jockey of some other animal engaged in the race.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.206

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.206 - Objections shall be filed with the Board in writing within forty-eight (48) hours after the running of that race except that in horse racing, objections relating to interference during the running of a race shall be filed verbally with the Board prior to the race being made official.

:1 - If an objection is declared valid against a horse or jockey which has finished in a position entitling it to a portion of the purse in a race, that horse may be disqualified.

:2 - In greyhound racing, if an objection is declared valid against a greyhound which has finished in a position entitling it to a portion of the purse in a race, that greyhound will be disqualified for reason of purse only and the other greyhounds in the race will be entitled to place in the order in which they finished.

:3 - An objection to any decision of the clerk of scales shall be made before the greyhounds leave the paddock for the start of the race.

PROPOSED AMENDMENT

6.206 - Objections shall be filed with the Board in writing within forty-eight (48) hours after the running of that race except that in horse racing, objections relating to interference during the running of a race shall be filed verbally with the Board prior to the race being made official.

~~:1~~ - If an objection is declared valid against a horse or jockey which has finished in a position entitling it to a portion of the purse in a race, that horse may be disqualified.

~~:2—IN GREYHOUND RACING, IF AN OBJECTION IS DECLARED VALID AGAINST A GREYHOUND WHICH HAS FINISHED IN A POSITION ENTITLING IT TO A PORTION OF THE PURSE IN A RACE, THAT GREYHOUND WILL BE DISQUALIFIED FOR REASON OF PURSE ONLY AND THE OTHER GREYHOUNDS IN THE RACE WILL BE ENTITLED TO PLACE IN THE ORDER IN WHICH THEY FINISHED.~~

~~:3—AN OBJECTION TO ANY DECISION OF THE CLERK OF SCALES SHALL BE MADE BEFORE THE GREYHOUNDS LEAVE THE PADDOCK FOR THE START OF THE RACE.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

CRCR 6.330

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend the rules pertaining to appeals to clarify the Commission's role as an appellate body on exceptions in conformance with section 24-4-105, C.R.S.

Fiscal Impact:

This revision has no fiscal impact.

6.330 - (*Modified Effective date May 15, 2014*) - The Board or a hearing officer shall conduct all hearings and administer oaths. The Board or a hearing officer may issue subpoenas for persons or documents and order the production of other evidence.

In all proceedings before the Board or a hearing officer, the respondent shall have the right to be present and represented by counsel, and shall also have the right to cross-examine witnesses, present evidence and arguments, and have the Commission, the Board or a hearing officer issue subpoenas for witnesses or documents. All hearings shall be recorded either steno graphically or by tape recorder unless the recording is waived by the respondent. An appeal is not possible from the decision of the Board or a hearing officer if the recording is waived and the respondent shall be so advised. After considering all the evidence, the Board by a majority vote or a decision of the hearing officer shall determine whether any violation of these Rules or of the Law has occurred, and shall issue a written ruling accordingly, a copy of which shall be mailed by first-class mail to the respondent, addressed to the last known address furnished by the respondent to the Commission, or the ruling may be hand delivered to the respondent.

6.330 - (*Modified Effective date May 15, 2014*) - The Board or a hearing officer shall conduct all hearings and administer oaths. The Board or a hearing officer may issue subpoenas for persons or documents and order the production of other evidence.

In all proceedings before the Board or a hearing officer, the respondent shall have the right to be present and represented by counsel, and shall also have the right to cross-examine witnesses, present evidence and arguments, and have the Commission, the Board or a hearing officer issue subpoenas for witnesses or documents. All hearings shall be recorded either steno graphically or by tape recorder ~~UNLESS THE RECORDING IS WAIVED BY THE RESPONDENT. AN APPEAL IS NOT POSSIBLE FROM THE DECISION OF THE BOARD OR A HEARING OFFICER IF THE RECORDING IS WAIVED AND THE RESPONDENT SHALL BE SO ADVISED.~~ After considering all the evidence, the Board by a majority vote or a decision of the hearing officer shall determine whether any violation of these Rules or of the Law has occurred, and shall issue a written ruling accordingly, a copy of which shall be mailed by first-class mail to the respondent, addressed to the last known address furnished by the respondent to the Commission, or the ruling may be hand delivered to the respondent.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.401

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.401—A decision by the stewards or judges regarding a disqualification, placement or derogatory comment of an animal during the running of the race is final and may not be appealed to the Commission, except as provided below.

1: A decision by the stewards or judges regarding a disqualification, placement or derogatory comment of an animal during the running of the race may be appealed to the race review committee.

2: If a timely objection by a trainer concerning the disqualification, placement or derogatory comment of an animal during the running of the race is filed in accordance with the rules, the Division executive director may refer the objection to the race review committee. The Division shall issue and send, or deliver, to the objecting party a notice of hearing stating the date, time and place at which the race review committee will hear the appeal. The notice of hearing shall also be sent, or delivered, to any trainer or owner the placement of whose animal may be affected by the outcome of the appeal. The race review committee shall review the official tape or tapes of the race. Affected parties shall be given the opportunity to state their positions to the committee.

3: The objection shall be filed in writing and must clearly state the reason for disagreement and/or where the objection is lodged during the running of the race.

4: A non-refundable fee of one hundred dollars (\$100.00) for a horse race and fifty dollars (\$50.00) for a greyhound race will be submitted to the Division with the written objection.

5: The committee shall state its conclusions as to the merits of the objection and shall make a recommendation to the executive director as to whether to uphold the stewards' or judges' determination, or to revise the derogatory comment, or to revise the disqualification or placement to the order of finish. The Commission shall then make the final determination as to the order of finish. The race review committee and the Commission may only address the issues raised in the appeal filed.

PROPOSED AMENDMENT

6.401—A decision by the stewards ~~or judges~~ regarding a disqualification, placement or derogatory comment of an animal during the running of the race is final and may not be appealed to the Commission, except as provided below.

1: A decision by the stewards ~~or judges~~ regarding a disqualification, placement or derogatory comment of an animal during the running of the race may be appealed to the race review committee.

2: If a timely objection by a trainer concerning the disqualification, placement or derogatory comment of an animal during the running of the race is filed in accordance with the rules, the Division executive director may refer the objection to the race review committee. The Division shall issue and send, or deliver, to the objecting party a notice of hearing stating the date, time and place at which the race review committee will hear the appeal. The notice of hearing shall also be sent, or delivered, to any trainer or owner the placement of whose animal may be affected by the outcome of the appeal. The race review committee shall review the official tape or tapes of the race. Affected parties shall be given the opportunity to state their positions to the committee.

3: The objection shall be filed in writing and must clearly state the reason for disagreement and/or where the objection is lodged during the running of the race.

4: A non-refundable fee of one hundred dollars (\$100.00) for a horse race ~~AND FIFTY DOLLARS (\$50.00) FOR A GREYHOUND RACE~~ will be submitted to the Division with the written objection.

5: The committee shall state its conclusions as to the merits of the objection and shall make a recommendation to the ~~executive d~~Director as to whether to uphold the stewards' ~~or judges'~~ determination, or to revise the derogatory comment, or to revise the disqualification or placement to the order of finish. The Commission shall then make the final determination as to the order of finish. The race review committee and the Commission may only address the issues raised in the appeal filed.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.404

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend the rules pertaining to appeals to clarify the Commission's role as an appellate body on exceptions in conformance with section 24-4-105, C.R.S.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.404 - Any party who is entitled to appeal a decision of the Board or a hearing officer to the Commission and who wishes to appeal the decision must file written notice of appeal with the Commission within ten (10) days of the announcement of the Board's or hearing officer's order or ruling. The notice of appeal shall include a statement giving the basis and grounds for the appeal and a statement indicating whether the aggrieved party wishes to present to the Commission any evidentiary matters in addition to those presented at the Board's or hearing officer's hearing. Any party who fails to properly file a notice of appeal within the time provided in these Rules shall be deemed to have waived forever the right to an appeal.

PROPOSED AMENDMENT

6.404 - Any party who is entitled to appeal a decision of the Board or a hearing officer to the Commission and who wishes to appeal the decision must file written notice of appeal with the Commission within ten (10) days of the announcement of the Board's or hearing officer's order or ruling. The notice of appeal shall include a statement giving the basis and grounds for the appeal and a ~~STATEMENT INDICATING WHETHER THE AGGRIEVED PARTY WISHES TO PRESENT TO THE COMMISSION ANY EVIDENTIARY MATTERS IN ADDITION TO THOSE PRESENTED AT THE BOARD'S~~

~~OR HEARING OFFICER'S HEARING. REQUEST FOR ORAL ARGUMENT, IF DESIRED.~~ Any party who fails to properly file a notice of appeal within the time provided in these Rules shall be deemed to have waived ~~FOREVER~~ the right to an appeal.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.610

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend the rules pertaining to appeals to clarify the Commission's role as an appellate body on exceptions in conformance with section 24-4-105, C.R.S.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.610 - On receipt of a timely notice of appeal, the Commission shall schedule an appeal hearing, and shall send notice of the date, time and place of the hearing, along with a copy of the Board's or the hearing officer's ruling, to the aggrieved party at least thirty (30) days prior to the hearing date, by mailing the notice by first-class mail to the aggrieved party's last address furnished by the respondent to the Commission.

PROPOSED AMENDMENT

6.610 - On receipt of a timely notice of appeal, the Commission shall schedule an appeal hearing **AT WHICH THE COMMISSION SHALL CONSIDER THE APPEAL**, and shall send notice of the date, time and place of the hearing, **AND THE COMMISSION'S DECISION CONCERNING THE REQUEST FOR ORAL ARGUMENT ALONG WITH A COPY OF THE BOARD'S OR THE HEARING OFFICER'S RULING**, to the **AGGRIEVED PARTY PARTIES** at least thirty (30) days prior to the hearing date, **INCLUDING BUT NOT LIMITED TO BY** mailing the notice by first-class mail to the **AGGRIEVED PARTY'S** last address furnished by the respondent to the Commission.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.632

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend the rules pertaining to appeals to clarify the Commission's role as an appellate body on exceptions in conformance with section 24-4-105, C.R.S.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.632 - At an appeal hearing, the transcript of the proceedings before the Board or a hearing officer may be made part of the record and considered in full by the Commission. The Commission, if it chooses, may rest upon the transcript, reserving the right to put on additional evidence in rebuttal after the aggrieved party's case has been presented. The respondent shall be permitted at the hearing to present any evidentiary matters not presented at the Board's or hearing officer's hearing. Where no evidence in addition to the record before the Board or a hearing officer is sought to be presented by either the respondent or by the Commission, or at the conclusion of a hearing where evidence was presented, the Commission may hear oral arguments and/or may require the submission of written briefs.

Any party appealing a decision of the Board or a hearing officer to the Commission shall file with the Commission a pre-hearing statement no later than fifteen (15) days prior to the scheduled appeal hearing. The pre-hearing statement shall contain a designation of the record, the name(s), address(es) and telephone number(s) of witnesses and copies of exhibits, and shall identify any additional evidence and arguments that the party desires to raise that were not raised at the hearing before the Board. Failure to file such a pre-hearing statement shall preclude use of witnesses and exhibits. The Division may file its own pre-hearing statement no later than ten (10) days from the scheduled appeal hearing. Such pre-hearing statement file by the Division may respond to the pre-hearing statement of the appellant, and may identify any additional evidence and arguments that were not raised at the hearing before the Board.

PROPOSED AMENDMENT

6.632 - At an appeal hearing, the transcript of the proceedings before the Board or a hearing officer may be made part of the record and considered in full by the Commission. **THE COMMISSION MAY ALSO HEAR ORAL ARGUMENT FROM THE PARTIES.**

~~THE COMMISSION, IF IT CHOOSES, MAY REST UPON THE TRANSCRIPT, RESERVING THE RIGHT TO PUT ON ADDITIONAL EVIDENCE IN REBUTTAL AFTER THE AGGRIEVED PARTY'S CASE HAS BEEN PRESENTED. THE RESPONDENT SHALL BE PERMITTED AT THE HEARING TO PRESENT ANY EVIDENTIARY MATTERS NOT PRESENTED AT THE BOARD'S OR HEARING OFFICER'S HEARING.~~

~~WHERE NO EVIDENCE IN ADDITION TO THE RECORD BEFORE THE BOARD OR A HEARING OFFICER IS SOUGHT TO BE PRESENTED BY EITHER THE RESPONDENT OR BY THE COMMISSION, OR AT THE CONCLUSION OF A HEARING WHERE EVIDENCE WAS PRESENTED, THE COMMISSION MAY HEAR ORAL ARGUMENTS AND/OR MAY REQUIRE THE SUBMISSION OF WRITTEN BRIEFS.~~

Any party appealing a decision of the Board or a hearing officer to the Commission shall file with the Commission ~~A BRIEF SETTING FORTH ITS ARGUMENTS IN SUPPORT OF ITS APPEAL NO LATER THAN FOURTEEN (14) DAYS PRIOR TO THE SCHEDULED APPEAL HEARING. THE OPPOSING PARTY MAY FILE A RESPONSE NO LATER THAN SEVEN (7) DAYS AFTER THE FILING OF THE APPELLANT'S BRIEF. FAILURE TO FILE A BRIEF IN SUPPORT OF THE APPEAL MAY RESULT IN A WAIVER OF THE RIGHT TO AN APPEAL.~~

~~A PRE-HEARING STATEMENT NO LATER THAN FIFTEEN (15) DAYS PRIOR TO THE SCHEDULED APPEAL HEARING. THE PRE-HEARING STATEMENT SHALL CONTAIN A DESIGNATION OF THE RECORD, THE NAME(S), ADDRESS(ES) AND TELEPHONE NUMBER(S) OF WITNESSES AND COPIES OF EXHIBITS, AND SHALL IDENTIFY ANY ADDITIONAL EVIDENCE AND ARGUMENTS THAT THE PARTY DESIRES TO RAISE THAT WERE NOT RAISED AT THE HEARING BEFORE THE BOARD. FAILURE TO FILE SUCH A PRE-HEARING STATEMENT SHALL PRECLUDE USE OF WITNESSES AND EXHIBITS. THE DIVISION MAY FILE ITS OWN PRE-HEARING STATEMENT NO LATER THAN TEN (10) DAYS FROM THE SCHEDULED APPEAL HEARING. SUCH PRE-HEARING STATEMENT FILE BY THE DIVISION MAY RESPOND TO THE PRE-HEARING STATEMENT OF THE APPELLANT, AND MAY IDENTIFY ANY ADDITIONAL EVIDENCE AND ARGUMENTS THAT WERE NOT RAISED AT THE HEARING BEFORE THE BOARD.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #6.642

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

To amend the rules pertaining to appeals to clarify the Commission's role as an appellate body on exceptions in conformance with section 24-4-105, C.R.S.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

6.642 - In a case involving an appeal hearing before the Commission where no continuance has been granted and the respondent fails to appear, the respondent shall be deemed to have abandoned the appeal and waived any right to a hearing on the matter forever.

PROPOSED RULE

6.642 - In a case involving an appeal hearing before the Commission where ~~NO CONTINUANCE- ORAL ARGUMENT~~ has been granted and the respondent fails to appear, the respondent shall be deemed to have ~~ABANDONED THE APPEAL AND~~ waived any right to a hearing on the matter ~~FOREVER~~.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #7.124

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1)

Basis and Purpose:

To amend rule to require workout approval for safety of the racing animal.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

7.124 - Any horse that has not run at a meet in the sixty (60) days prior to the race in which it is sought to be entered shall have at least one (1) official workout before being eligible to start an official race. A horse that has never run at a meet or has not run in the six (6) months prior to the race in which it is sought to be entered must have a minimum of two (2) official workouts before being eligible to start in an official race. Workouts beyond sixty (60) days will not be accepted.

PROPOSED AMENDED RULE

7.124 - Any horse that has not run at a meet in the sixty (60) days prior to the race in which it is sought to be entered shall have at least one (1) official workout before being eligible to start an official race. A horse that has never run at a meet or has not run in the six (6) months prior to the race in which it is sought to be entered must have a minimum of two (2) official workouts before being eligible to start in an official race. Workouts beyond sixty (60) days will not be accepted.

ALL FIRST TIME STARTERS MUST HAVE AN APPROVED WORK OUT FROM THE STARTING GATE PRIOR TO ENTRY.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #7.200

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.

Basis and Purpose:

To amend rule so it does not conflict with CRCR 5.612

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

7.200 - (*Modified Effective date May 15, 2013*) Before a horse is eligible to race, it must be duly entered into that race. Only a licensed owner, trainer, or authorized agent may enter a horse into a race.

PROPOSED AMENDMENT

7.200 - (*Modified Effective date May 15, 2013*) Before a horse is eligible to race, it must be duly entered into that race. ~~THE ONLY A~~ licensed owner, ~~OR~~ trainer, ~~OR AUTHORIZED AGENT~~ ~~MAY MAKING THE ENTER A HORSE INTO A RACE ENTRY MUST BE LICENSED PRIOR TO RACE TIME.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #8.600

Statutory Authority:

Section 12-60-501.

Basis and Purpose:

To clarify timing process for claimed horses to be taken to the test barn immediately after the race.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

8.600 – When a horse is claimed from a race, it shall be taken to the test barn after the race for delivery to the successful claimant or representative. Authorization from the stewards shall be given before the original owner delivers the horse to the successful claimant. A person shall not refuse to deliver a claimed horse to the successful claimant. In the event of refusal, both the person and the horse may be disqualified until delivery is made.

PROPOSED AMENDMENT

8.600 – When a horse is claimed from a race, it shall be taken to the test barn after the race for delivery to the successful claimant or representative. Authorization from the stewards shall be given before the original owner delivers the horse to the successful claimant. A person shall not refuse to deliver a claimed horse to the successful claimant. In the event of refusal, both the person and the horse may be disqualified until delivery is made. **THE SUCCESSFUL CLAIMANT OR REPRESENTATIVE MUST REPORT TO THE TEST BARN IMMEDIATELY AFTER THE RACE TO TAKE POSSESSION OF THE HORSE CLAIMED.**

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-1

Rule #8.606

Statutory Authority:

Section 12-60-201(1), C.R.S., Section 12-60-505(1), C.R.S.; Section 12-60-204, C.R.S.

Basis and Purpose:

Gives guidance regarding brand inspection when a horse is claimed.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

8.606 – When a horse is claimed it is the duty of the successful claimant to register the change with the racing secretary. The foal certificate of a claimed horse must remain in the custody of the racing secretary until the proper transfer of ownership has been completed.

PROPOSED AMENDMENT

8.606 – When a horse is claimed it is the duty of the successful claimant to register the change with the racing secretary. The foal certificate of a claimed horse must remain in the custody of the racing secretary until the proper transfer of ownership has been completed, **WHICH SHALL INCLUDE A COPY OF THE BRAND INSPECTION FROM THE COLORADO DEPARTMENT OF AGRICULTURE, DIVISION OF BRAND INSPECTION. COST OF THE BRAND INSPECTION SHALL BE PAID BY THE SELLER.**

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.102

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.102 of Colorado Racing Commission Rules is to specifically define which official publications will be referenced for official past performance records for thoroughbreds. The amended rule will provide industry standards for eligibility requirements for racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.102 - The *Daily Racing Form* charts shall be the official charts for thoroughbred racing. A similar publication approved by the Commission may be considered in determining the eligibility or past performance for thoroughbred horses.

AMENDED RULE

9.102 - The *Daily Racing ~~Form~~ FORM™* charts shall be the official ~~charts~~ **PAST PERFORMANCE CHARTS** for thoroughbred racing. A similar publication approved by the Commission may be considered in determining the eligibility or past performance for thoroughbred horses.

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.112

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.112 of Colorado Racing Commission Rules is to specifically define which official publications will be referenced for official past performance records for quarterhorses. The amended rule will provide industry standards for eligibility requirements for racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.112 - The American Quarterhorse Association past performance records maintained by the American Quarterhorse Association, Amarillo, Texas, shall be the official records for racing quarterhorses.

AMENDED RULE

~~**9.112** - The American Quarterhorse Association past performance records maintained by the American Quarterhorse Association, Amarillo, Texas, shall be the official records for racing quarterhorses.~~ **THE DAILY RACING FORM SHALL BE THE OFFICIAL PAST PERFORMANCE CHARTS FOR QUARTERHORSE RACING. A SIMILAR PUBLICATION APPROVED BY THE COMMISSION MAY BE CONSIDERED IN DETERMINING THE ELIGIBILITY OR PAST PERFORMANCE FOR QUARTERHORSE HORSES.**

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.122

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.122 of Colorado Racing Commission Rules is to specifically define which official publications will be referenced for official past performance records for appaloosas. The amended rule will provide industry standards for eligibility requirements for racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.122 - The past performance records maintained by the Appaloosa Horse Club shall be the official charts for appaloosa horse racing.

AMENDED RULE

9.122 – ~~The past performance records maintained by the Appaloosa Horse Club shall be the official charts for appaloosa horse racing.~~ **THE DAILY RACING FORM SHALL BE THE OFFICIAL PAST PERFORMANCE CHARTS FOR APPALOOSA RACING. A SIMILAR PUBLICATION APPROVED BY THE COMMISSION MAY BE CONSIDERED IN DETERMINING THE ELIGIBILITY OR PAST PERFORMANCE FOR APPALOOSA HORSES.**

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.132

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.132 of Colorado Racing Commission Rules is to specifically define which official publications will be referenced for official past performance records for paints. The amended rule will provide industry standards for eligibility requirements for racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.132 - The past performance records maintained by the American Paint Horse Association shall be the official charts for paint horse racing.

AMENDED RULE

~~9.132 - The past performance records maintained by the American Paint Horse Association shall be the official charts for paint horse racing.~~ **THE DAILY RACING FORM SHALL BE THE OFFICIAL PAST PERFORMANCE CHARTS FOR AMERICAN PAINT HORSE RACING. A SIMILAR PUBLICATION APPROVED BY THE COMMISSION MAY BE CONSIDERED IN DETERMINING THE ELIGIBILITY OR PAST PERFORMANCE FOR PAINT HORSES.**

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule # 9.140

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S.

Basis and Purpose:

To delete an obsolete definition.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

STANDARDBREDS

9.140 - The Official Stud Book and registry for harness horses shall be The United States Trotting Association, Columbus, Ohio.

PROPOSED DELETION

~~STANDARDBREDS~~

~~9.140—THE OFFICIAL STUD BOOK AND REGISTRY FOR HARNESS HORSES SHALL BE THE UNITED STATES TROTTING ASSOCIATION, COLUMBUS, OHIO.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #9.142

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Harness Racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.142 - The United States Trotting Association Year Book shall be the official charts for harness horse racing.

PROPOSED DELETION

~~9.142 - THE UNITED STATES TROTTING ASSOCIATION YEAR BOOK SHALL BE THE OFFICIAL CHARTS FOR HARNESS HORSE RACING.~~

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.150

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.150 of Colorado Racing Commission Rules is to specifically reference the current address for the Arabian Horse Registry of America. The amended rule will provide the Colorado Racing Commissions' Regulations concerning the Official Stud Book and registry for Arabian horses.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.150 - The *Official Stud Book* and registry for Arabian horses shall be the Arabian Horse Registry of America, Westminster, Colorado.

AMENDED RULE

9.150 - The *Official Stud Book* and registry for Arabian horses shall be the Arabian Horse Registry of America, ~~Westminster, Colorado~~ **P.O. BOX 271355, LITTLETON, CO.**

RULEMAKING 2014-2015

1 CCR 208-1

Statement of Authority, Basis, Purpose, and Fiscal Impact of Amendment of Regulation

1 CCR 208-1

Amendment to 9.152

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S., C.R.S. Section 12-60-503(1), C.R.S.

Basis and Purpose:

The basis and purpose for the adoption of proposed amended Rule #9.152 of Colorado Racing Commission Rules is to specifically define which official publications will be referenced for official past performance records for arabians. The amended rule will provide industry standards for eligibility requirements for racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.152 - The Arabian Jockey Club will be the official race division for Arabian race horses and the Daily Racing Form or other similar publications approved by the Commission will be used to determine the eligibility and past performance of Arabian race horses.

AMENDED RULE

9.152 – The ~~Arabian Jockey Club will be the official race division for Arabian race horses and the~~ Daily Racing Form **FORM™ SHALL BE THE OFFICIAL PAST PERFORMANCE CHARTS FOR ARABIAN RACING** or other similar publications approved by the Commission will be used to determine the eligibility and past performance of Arabian race horses.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #9.202

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-510, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Harness Racing.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

9.202 - The Colorado Thoroughbred Breeders Association will act as the official registry for Colorado bred thoroughbred horses. The Rocky Mountain Quarterhorse Association will act as the official registry for Colorado bred quarterhorses. The Colorado Appaloosa Racing Association will act as the official registry for Colorado bred appaloosa horses. The Rocky Mountain Paint Racing Club will act as the official registry for Colorado bred paint horses. The Colorado Harness Horsemen's Association will act as the official registry for Colorado bred standardbreds. The Colorado Owners And Breeders Of Racing Arabians, Inc. will act as the official registry for Colorado bred Arabian horses.

PROPOSED AMENDMENT

9.202 - The Colorado Thoroughbred Breeders Association will act as the official registry for Colorado bred thoroughbred horses. The Rocky Mountain Quarterhorse Association will act as the official registry for Colorado bred quarterhorses. The Colorado Appaloosa Racing Association will act as the official registry for Colorado bred appaloosa horses. The Rocky Mountain Paint Racing Club will act as the official registry for Colorado bred paint horses. ~~THE COLORADO HARNESS HORSEMEN'S ASSOCIATION WILL ACT AS THE OFFICIAL REGISTRY FOR COLORADO BRED STANDARDBREDS.~~ The Colorado Owners and Breeders of Racing Arabians, Inc., will act as the official registry for Colorado bred Arabian horses.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #11.342

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

11.342 - Upon presentation of sufficient documentation, greyhound associations shall make direct payments of purses to the registered owner of the greyhound that has earned the purse.

11.344 - Greyhound purse funds shall be deposited daily and should equal at least five percent (5%) of the total in-state handle. All greyhound purse funds in the account must be completely distributed weekly. Funds for stake races shall not be deducted from the minimum purse funds.

PROPOSED DELETION

~~**11.342** - UPON PRESENTATION OF SUFFICIENT DOCUMENTATION, GREYHOUND ASSOCIATIONS SHALL MAKE DIRECT PAYMENTS OF PURSES TO THE REGISTERED OWNER OF THE GREYHOUND THAT HAS EARNED THE PURSE.~~

~~**11.344** - GREYHOUND PURSE FUNDS SHALL BE DEPOSITED DAILY AND SHOULD EQUAL AT LEAST FIVE PERCENT (5%) OF THE TOTAL IN-STATE HANDLE. ALL GREYHOUND PURSE FUNDS IN THE ACCOUNT MUST BE COMPLETELY DISTRIBUTED WEEKLY. FUNDS FOR STAKE RACES SHALL NOT BE DEDUCTED FROM THE MINIMUM PURSE FUNDS.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #11.344

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

11.344 - Greyhound purse funds shall be deposited daily and should equal at least five percent (5%) of the total in-state handle. All greyhound purse funds in the account must be completely distributed weekly. Funds for stake races shall not be deducted from the minimum purse funds.

PROPOSED DELETION

~~**11.344** - GREYHOUND PURSE FUNDS SHALL BE DEPOSITED DAILY AND SHOULD EQUAL AT LEAST FIVE PERCENT (5%) OF THE TOTAL IN STATE HANDLE. ALL GREYHOUND PURSE FUNDS IN THE ACCOUNT MUST BE COMPLETELY DISTRIBUTED WEEKLY. FUNDS FOR STAKE RACES SHALL NOT BE DEDUCTED FROM THE MINIMUM PURSE FUNDS.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule 400'S FACILITIES AND EQUIPMENT (GREYHOUND)

Rule # 11.400

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

400's --- FACILITIES AND EQUIPMENT (HORSE AND GREYHOUND)

FACILITIES FOR PATRONS AND LICENSEES

11.400 - Associations shall provide adequate office space and accommodations at all live tracks and simulcast facilities so as to enable Division personnel to perform their duties.

:2 - In greyhound racing, if an objection is declared valid against a greyhound which has finished in a position entitling it to a portion of the purse in a race, that greyhound will be disqualified for reason of purse only and the other greyhounds in the race will be entitled to place in the order in which they finished.

:3 - An objection to any decision of the clerk of scales shall be made before the greyhounds leave the paddock for the start of the race.

PROPOSED AMENDMENT

400's --- FACILITIES AND EQUIPMENT (HORSE ~~AND GREYHOUND~~)

FACILITIES FOR PATRONS AND LICENSEES

11.400 - Associations shall provide adequate office space and accommodations at all live tracks and simulcast facilities so as to enable Division personnel to perform their duties.

~~:2 - IN GREYHOUND RACING, IF AN OBJECTION IS DECLARED VALID AGAINST A GREYHOUND WHICH HAS FINISHED IN A POSITION ENTITLING IT TO A PORTION OF THE PURSE IN A RACE, THAT GREYHOUND WILL BE DISQUALIFIED FOR REASON OF PURSE ONLY AND THE OTHER GREYHOUNDS IN THE RACE WILL BE ENTITLED TO PLACE IN THE ORDER IN WHICH THEY FINISHED.~~

~~:3 - AN OBJECTION TO ANY DECISION OF THE CLERK OF SCALES SHALL BE MADE BEFORE THE GREYHOUNDS LEAVE THE PADDOCK FOR THE START OF THE RACE.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #11.424

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

11.424 - In greyhound racing, for ease in recognizing the finish line on television replays at simulcast facilities, the in-state host track shall place a painted fluorescent border around the mirror at the finish line.

PROPOSED DELETION

~~11.424— IN GREYHOUND RACING, FOR EASE IN RECOGNIZING THE FINISH LINE ON TELEVISION REPLAYS AT SIMULCAST FACILITIES, THE IN-STATE HOST TRACK SHALL PLACE A PAINTED FLUORESCENT BORDER AROUND THE MIRROR AT THE FINISH LINE.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule GREYHOUND RACETRACK 11.440 – 442- 444

KENNEL AREA 11.450 – 452

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

GREYHOUND RACETRACK

11.440 - Associations shall take the necessary steps to provide a proper, well lighted, consistent and safe racing strip.

11.442 - The Division veterinarian and a judge shall walk the racing strip prior to the commencement of the first race to determine whether or not the racing strip is in a safe condition for racing.

11.444 - Associations must provide and maintain an adequate, enclosed and secured covered post race cool-out area and adequately covered walking area for the use of trainers participating in the meet to insure the health, safety and security of the racing greyhounds.

KENNEL AREA

11.450 - Associations may build or provide and properly maintain adequate kennels. Use of these kennels by greyhound owners, trainers and kennels participating in the live race meet is optional. Only one trainer or kennel is to be housed in each kennel unless specifically authorized by the Commission or Director.

11.452 - Associations must provide an adequate number of crates in the lockout kennels for all greyhounds scheduled to race. All crates in the lockout kennels must be maintained to ensure the safety and security of the racing greyhound.

PROPOSED DELETION

~~GREYHOUND RACETRACK~~

~~11.440—ASSOCIATIONS SHALL TAKE THE NECESSARY STEPS TO PROVIDE A PROPER, WELL-LIGHTED, CONSISTENT AND SAFE RACING STRIP.~~

~~11.442—THE DIVISION VETERINARIAN AND A JUDGE SHALL WALK THE RACING STRIP PRIOR TO THE COMMENCEMENT OF THE FIRST RACE TO DETERMINE WHETHER OR NOT THE RACING STRIP IS IN A SAFE CONDITION FOR RACING.~~

~~11.444—ASSOCIATIONS MUST PROVIDE AND MAINTAIN AN ADEQUATE, ENCLOSED AND SECURED COVERED POST RACE COOL-OUT AREA AND ADEQUATELY COVERED WALKING AREA FOR THE USE OF TRAINERS PARTICIPATING IN THE MEET TO INSURE THE HEALTH, SAFETY AND SECURITY OF THE RACING GREYHOUNDS.~~

~~KENNEL AREA~~

~~11.450—ASSOCIATIONS MAY BUILD OR PROVIDE AND PROPERLY MAINTAIN ADEQUATE KENNELS. USE OF THESE KENNELS BY GREYHOUND OWNERS, TRAINERS AND KENNELS PARTICIPATING IN THE LIVE RACE MEET IS OPTIONAL. ONLY ONE TRAINER OR KENNEL IS TO BE HOUSED IN EACH KENNEL UNLESS SPECIFICALLY AUTHORIZED BY THE COMMISSION OR DIRECTOR.~~

~~11.452—ASSOCIATIONS MUST PROVIDE AN ADEQUATE NUMBER OF CRATES IN THE LOCKOUT KENNELS FOR ALL GREYHOUNDS SCHEDULED TO RACE. ALL CRATES IN THE LOCKOUT KENNELS MUST BE MAINTAINED TO ENSURE THE SAFETY AND SECURITY OF THE RACING GREYHOUND.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #500'S GENERAL OPERATIONS (GREYHOUND)

11.508-510-516-518

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

500's --- GENERAL OPERATIONS (HORSE AND GREYHOUND)

DAILY PROGRAM

11.508 - The program or form sheet must carry not less than the two most recent racing lines or official workouts/schoolings from a racetrack approved by the Commission, and in the case of greyhounds, until six (6) official lines have been recorded the past performance state record shall be carried from the previous track at which the greyhound raced or a notation of where the greyhound previously raced shall be included. Past racing lines shall appear in date order with the most recent lines appearing at the top.

11.510 - The program or form sheet must also contain: animal's name; color; sex; age (horse) or date of whelping (greyhound); breeding; established racing weight (greyhound) or rider's name and weight (horse); number of official starts; number of times finishing first, second and third; name of the registered owner(s) and lessee(s) if any; kennel (greyhound); trainer's name; distance of the race; track record; and any other information as will enable the public to properly assess the animal's ability.

11.516 - The weight regulations provided in Chapter 2, as specified by the Commission, shall be printed in the daily program (or form sheet for out-of-state races) only. Should the

veterinarian establish a greyhound as a consistent "weight loser" that greyhound shall appear on the program (or form sheet for out-of-state races) with the following letters "(WL)" to be completed after review by the Division.

11.518 - If an animal's name is changed: its new name shall be registered with the appropriate official registry, and; its new name, together with its former name, shall be published in the official entries and program (or form sheet for out-of-state races) until after the greyhound has started six (6) times or the horse has started three (3) times.

PROPOSED AMENDMENT

500's --- GENERAL OPERATIONS (HORSE ~~AND GREYHOUND~~)

DAILY PROGRAM

11.508 - The program or form sheet must carry not less than the two most recent racing lines or official workouts/schoolings from a racetrack approved by the Commission, ~~AND IN THE CASE OF GREYHOUNDS, UNTIL SIX (6) OFFICIAL LINES HAVE BEEN RECORDED THE PAST PERFORMANCE STATE RECORD SHALL BE CARRIED FROM THE PREVIOUS TRACK AT WHICH THE GREYHOUND RACED OR A NOTATION OF WHERE THE GREYHOUND PREVIOUSLY RACED SHALL BE INCLUDED. PAST RACING LINES SHALL APPEAR IN DATE ORDER WITH THE MOST RECENT LINES APPEARING AT THE TOP.~~

11.510 - The program or form sheet must also contain: animal's name; color; sex; age (horse) ~~OR DATE OF WHELPING (GREYHOUND)~~; breeding; ~~ESTABLISHED RACING WEIGHT (GREYHOUND) OR~~ rider's name and weight (horse); number of official starts; number of times finishing first, second and third; name of the registered owner(s) and lessee(s) if any; ~~KENNEL (GREYHOUND)~~; trainer's name; distance of the race; track record; and any other information as will enable the public to properly assess the animal's ability.

11.516 - The weight regulations provided in Chapter 2, as specified by the Commission, shall be printed in the daily program (or form sheet for out-of-state races) only. ~~SHOULD THE VETERINARIAN ESTABLISH A GREYHOUND AS A CONSISTENT "WEIGHT LOSER" THAT GREYHOUND SHALL APPEAR ON THE PROGRAM (OR FORM SHEET FOR OUT OF STATE RACES) WITH THE FOLLOWING LETTERS "(WL)" TO BE COMPLETED AFTER REVIEW BY THE DIVISION.~~

11.518 - If an animal's name is changed: its new name shall be registered with the appropriate official registry, and; its new name, together with its former name, shall be published in the official entries and program (or form sheet for out-of-state races) until after ~~THE GREYHOUND HAS STARTED SIX (6) TIMES OR~~ the horse has started three (3) times.

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule GREYHOUND SECURITY

11.550 – 552 – 554 – 556 – 558

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

GREYHOUND SECURITY

11.550 - Associations shall not extend invitations nor select kennels to enter greyhounds when the persons owning or involved in such kennels would be excludable under these Rules or Law.

11.552 - An association during the course of its meet may not race a greyhound housed in an unlicensed and unapproved kennel; or one which trains at a disapproved training track or receives its food supply from a disapproved supplier.

11.554 - Only licensed owners, concession operators, trainers, assistant trainers, kennel helpers, veterinarians, officials at the racetrack, Division staff, and members of the Commission shall be permitted in and about any restricted kennel enclosures or farms or kennels at which racing animals are housed.

11.556 - The Commission and/or Division reserves the right to disapprove any persons or business firms who deal in raw greyhound food or greyhound food additives or supplements used by racing greyhounds if the Commission finds that the source of greyhound food products their handling thereof, method of delivery, and security in relation thereto are unsatisfactory. If greyhound food products are delivered to the kennels the Commission reserves similar rights with regard to the person(s) making the delivery. If the person or business firms should be disapproved by the Commission and any licensed greyhound owner or trainer uses the source of greyhound food they may have their greyhounds scratched.

11.558 - The following rules will apply to all kennels during the period of thirty (30) days before and one (1) day after a meet at which the greyhounds are competing:

:1 - All kennel facilities under the jurisdiction of the Division and Commission will be subjected to pre-meet inspection to ensure that they meet the facility standards adopted by the Commission.

:2 - An owner/ trainer must ensure that kennel facilities, which house the greyhounds under their care, meet the kennel standards adopted by the Commission. Kennels requiring repairs during a race meet must complete a maintenance request form provided by the association. the association will have ten (10) days to complete the request depending on the situation.

:3 - The kennel that an owner/ trainer houses his/ her greyhounds in must meet the facility standards adopted by the Commission. An owner/trainer will not be issued, or allowed to retain, a meet validation if the facilities in which his/her greyhounds are housed, fails to meet these standards.

:4 - An owner/ trainer who continues to house their greyhounds in kennel facilities that fail to meet the Commission's standards may have his/ her licenses suspended or revoked.

:5 - All kennel facilities under the jurisdiction of the Division and Commission shall be subjected to inspections by representatives of the Division/ Commission. Failure to permit inspection may result in administrative license sanctions including fines, license suspension or revocation.

PROPOSED AMENDMENTS

~~11.550—ASSOCIATIONS SHALL NOT EXTEND INVITATIONS NOR SELECT KENNELS TO ENTER GREYHOUNDS WHEN THE PERSONS OWNING OR INVOLVED IN SUCH KENNELS WOULD BE EXCLUDABLE UNDER THESE RULES OR LAW.~~

~~11.552—AN ASSOCIATION DURING THE COURSE OF ITS MEET MAY NOT RACE A GREYHOUND HOUSED IN AN UNLICENSED AND UNAPPROVED KENNEL; OR ONE WHICH TRAINS AT A DISAPPROVED TRAINING TRACK OR RECEIVES ITS FOOD SUPPLY FROM A DISAPPROVED SUPPLIER.~~

~~11.554—ONLY LICENSED OWNERS, CONCESSION OPERATORS, TRAINERS, ASSISTANT TRAINERS, KENNEL HELPERS, VETERINARIANS, OFFICIALS AT THE RACETRACK, DIVISION STAFF, AND MEMBERS OF THE COMMISSION SHALL BE PERMITTED IN AND ABOUT ANY RESTRICTED KENNEL ENCLOSURES OR FARMS OR KENNELS AT WHICH RACING ANIMALS ARE HOUSED.~~

11.556 - The Commission and/or Division reserves the right to disapprove any persons or business firms who deal in raw greyhound food or greyhound food additives or supplements used by racing greyhounds if the Commission finds that the source of greyhound food products their handling thereof, method of delivery, and security in relation thereto are unsatisfactory. ~~IF GREYHOUND FOOD PRODUCTS ARE DELIVERED TO THE KENNELS THE COMMISSION RESERVES SIMILAR RIGHTS WITH REGARD TO THE PERSON(S) MAKING THE DELIVERY. IF THE PERSON OR BUSINESS FIRMS SHOULD BE DISAPPROVED BY THE COMMISSION AND ANY LICENSED GREYHOUND~~

~~OWNER OR TRAINER USES THE SOURCE OF GREYHOUND FOOD THEY MAY HAVE THEIR GREYHOUNDS SCRATCHED.~~

~~11.558 - THE FOLLOWING RULES WILL APPLY TO ALL KENNELS DURING THE PERIOD OF THIRTY (30) DAYS BEFORE AND ONE (1) DAY AFTER A MEET AT WHICH THE GREYHOUNDS ARE COMPETING:~~

~~:1 ALL KENNEL FACILITIES UNDER THE JURISDICTION OF THE DIVISION AND COMMISSION WILL BE SUBJECTED TO PRE-MEET INSPECTION TO ENSURE THAT THEY MEET THE FACILITY STANDARDS ADOPTED BY THE COMMISSION.~~

~~:2 AN OWNER/ TRAINER MUST ENSURE THAT KENNEL FACILITIES, WHICH HOUSE THE GREYHOUNDS UNDER THEIR CARE, MEET THE KENNEL STANDARDS ADOPTED BY THE COMMISSION. KENNELS REQUIRING REPAIRS DURING A RACE MEET MUST COMPLETE A MAINTENANCE REQUEST FORM PROVIDED BY THE ASSOCIATION. THE ASSOCIATION WILL HAVE TEN (10) DAYS TO COMPLETE THE REQUEST DEPENDING ON THE SITUATION.~~

~~:3 THE KENNEL THAT AN OWNER/ TRAINER HOUSES HIS/ HER GREYHOUNDS IN MUST MEET THE FACILITY STANDARDS ADOPTED BY THE COMMISSION. AN OWNER/TRAINER WILL NOT BE ISSUED, OR ALLOWED TO RETAIN, A MEET VALIDATION IF THE FACILITIES IN WHICH HIS/HER GREYHOUNDS ARE HOUSED, FAILS TO MEET THESE STANDARDS.~~

~~:4 AN OWNER/ TRAINER WHO CONTINUES TO HOUSE THEIR GREYHOUNDS IN KENNEL FACILITIES THAT~~

~~FAIL TO MEET THE COMMISSION'S STANDARDS MAY HAVE HIS/ HER LICENSES SUSPENDED OR REVOKED.~~

~~:5 All kennel facilities under the jurisdiction of the Division and Commission shall be subjected to inspections by representatives of the Division/ Commission. Failure to permit inspection may result in administrative license sanctions including fines, license suspension or revocation.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #11.560

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

11.560 - Public housing kennel facilities constructed after March 1, 1980 shall be subject to the following additional requirements. Further, any public housing kennel facility which changes ownership after March 1, 1980 will be subject to these same provisions unless otherwise approved by the Division.

:1 - Public housing kennel facilities shall mean any facility where other greyhounds besides those owned or trained by the owner of the facility are kenneled.

:2 - Associations shall maintain and furnish adequate security services twenty-four hours a day at the host track's kennel compound during the live meet.

PROPOSED AMENDMENT

11.560 - Public housing kennel facilities constructed after March 1, 1980 shall be subject to the following additional requirements. Further, any public housing kennel facility which changes ownership after March 1, 1980 will be subject to these same provisions unless otherwise approved by the Division.

:1 - Public housing kennel facilities shall mean any facility where other greyhounds besides those owned or trained by the owner of the facility are kenneled.

~~:2 - ASSOCIATIONS SHALL MAINTAIN AND FURNISH ADEQUATE SECURITY SERVICES TWENTY-FOUR HOURS A DAY AT THE HOST TRACK'S KENNEL COMPOUND DURING THE LIVE MEET.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #11.562

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

11.562 - Each individual kennel incorporated in trucks and trailers delivering racing greyhounds to and from the racetrack will not stop between the housing kennel and the racetrack unnecessarily. Vehicles being used to transport racing greyhounds will not be allowed to transport any person that has been ruled off or is under suspension by any racing jurisdiction.

PROPOSED DELETION

~~**11.562** - EACH INDIVIDUAL KENNEL INCORPORATED IN TRUCKS AND TRAILERS DELIVERING RACING GREYHOUNDS TO AND FROM THE RACETRACK WILL NOT STOP BETWEEN THE HOUSING KENNEL AND THE RACETRACK UNNECESSARILY. VEHICLES BEING USED TO TRANSPORT RACING GREYHOUNDS WILL NOT BE ALLOWED TO TRANSPORT ANY PERSON THAT HAS BEEN RULED OFF OR IS UNDER SUSPENSION BY ANY RACING JURISDICTION.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule #12.170

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

12.170 - If there are six (6) or more greyhounds and a race is marred by jams, spills, accidents or other circumstances contrary to the running of a true race and fewer than three (3) greyhounds finish, the Board may declare it a “no race” and all money wagered on the race shall be refunded.

PROPOSED DELETION

~~12.170— IF THERE ARE SIX (6) OR MORE GREYHOUNDS AND A RACE IS MARRED BY JAMS, SPILLS, ACCIDENTS OR OTHER CIRCUMSTANCES CONTRARY TO THE RUNNING OF A TRUE RACE AND FEWER THAN THREE (3) GREYHOUNDS FINISH, THE BOARD MAY DECLARE IT A “NO RACE” AND ALL MONEY WAGERED ON THE RACE SHALL BE REFUNDED.~~

**Statement of Authority, Basis, Purpose, and Fiscal Impact
of Amendment of Regulation**

1 CCR 208-2

Rule COUPLED ENTERIES # 12.206 - 208

Statutory Authority:

Section 12-60-101(1), C.R.S., Section 12-60-501, C.R.S.

Basis and Purpose:

Necessary to amend and delete obsolete and outdated regulations regarding Greyhound Racing in accordance with House Bill 1146.

Fiscal Impact:

This revision has no fiscal impact.

CURRENT RULE

12.206 - For greyhound races only, double entries will be allowed in not more than three (3) races which are part of the Select (n) pool.

12.208 - For greyhound races only, there will be no triple or quadruple entries in any of the Select (n) races, except for stakes races.

PROPOSED DELETION

~~12.206—FOR GREYHOUND RACES ONLY, DOUBLE ENTRIES WILL BE ALLOWED IN NOT MORE THAN THREE (3) RACES WHICH ARE PART OF THE SELECT (N) POOL.~~

~~12.208—FOR GREYHOUND RACES ONLY, THERE WILL BE NO TRIPLE OR QUADRUPLE ENTRIES IN ANY OF THE SELECT (N) RACES, EXCEPT FOR STAKES RACES.~~